

THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES 1934

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Washington, Friday, September 7, 1945

The President

EXECUTIVE ORDER 9609

AUTHORIZING THE NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS TO ACQUIRE AND DISPOSE OF PROPERTY

By virtue of and pursuant to the authority vested in me by Title II of the Second War Powers Act, 1942 (56 Stat. 177) as amended, the National Advisory Committee for Aeronautics is hereby authorized to exercise the authority contained in the said Title II of the Second War Powers Act, 1942, to acquire, use, and dispose of any real property, temporary use thereof, or other interest therein, together with any personal property located thereon, or used therewith, which the National Advisory Committee for Aeronautics shall deem necessary for military, naval, or other war purposes.

HARRY S. TRUMAN

THE WHITE HOUSE,
September 5, 1945.

[F. R. Doc. 45-16561; Filed, Sept. 5, 1945;
3:03 p. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter XI—War Food Distribution Orders

[WFO 22, Amdt. 4]

PART 1425—CANNED AND PROCESSED FOODS CANNED VEGETABLES, CANNED FRUIT, AND CANNED VEGETABLE AND FRUIT JUICES

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of processed fruits and processed vegetables for defense, for private account, and for export; and it is deemed necessary and appropriate in the public interest and to promote the national defense to amend War Food Order No. 22 (8 F.R. 2243), as amended, as follows:

1. By inserting after § 1425.1 (a) (6) thereof the following additional provision:

(7) "Wholesaler" means any person the larger volume of whose food business is the purchase and resale of food products, without materially changing their form, for distribution out of warehouses to independent retail stores or to commercial, industrial, or institutional users.

2. By adding to the provisions in § 1425.1 (c) the following: "Each canner, processor, or wholesaler, to whom a copy of Census Form No. B-1305 or Census Form No. B-1310 is transmitted, shall correctly fill in and set forth all of the information called for by the respective form of report. The foregoing report, after having been correctly filled in by the respective person obligated to submit the report, shall be mailed to Department of Commerce, Bureau of the Census, by not later than the date specified in the respective form of report or in the letter, accompanying said form, transmitted to the respective canner, processor, or wholesaler by the Department of Commerce, Bureau of the Census."

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t. September 4, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order 22, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 22, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

NOTE: All reporting requirements of this order have been approved by, and subsequent reporting and record keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 4th day of September 1945.

[SEAL] J. B. HURSON,
Acting Secretary of Agriculture.

[F. R. Doc. 45-16578; Filed, Sept. 5, 1945;
1:53 p. m.]

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NOTICE

1944 Supplement

Book 1 of the 1944 Supplement to the Code of Federal Regulations, containing Titles 1-10, including Presidential documents in full text, is now available from the Superintendent of Documents, Government Printing Office, at \$3.00 per copy.

A limited sales stock of the Cumulative Supplement and the 1943 Supplement is still available as previously announced.

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[WFO 141, Amdt. 1]

PART 1468—GRAIN

MISCELLANEOUS AMENDMENTS

War Food Order No. 141 (10 F.R. 9381), is hereby amended as follows:

1. By deleting paragraph (a) (14) and substituting in lieu thereof the following:

(14) "Assistant Administrator" means the Assistant Administrator in charge of regulatory matters, Production and Marketing Administration, United States Department of Agriculture.

2. By deleting paragraph (b) and substituting in lieu thereof the following:

(b) "Use of grain for alcohol, alcoholic beverages and spirits. Unless authorized by the Assistant Administrator, no distiller shall use grain or grain products for the manufacture of distilled spirits for beverage purposes, and no distiller shall use grain sorghums, corn or corn products for the manufacture of ethyl alcohol except as the production of ethyl alcohol results from the production of butyl alcohol or butyl solvents.

3. By inserting at the beginning of paragraph (d), the following: "Unless otherwise authorized by the Assistant Administrator,"

4. By deleting paragraph (e) and substituting in lieu thereof the following:

(e) *Recovery of feed byproducts.* No distiller shall use any grain in the manufacture of alcohol or alcoholic beverages or spirits by any process which includes distillation unless all feed byproducts from the grain so processed be recovered either by wet feeding, drying, or otherwise, in an amount equivalent to not less than 15 pounds of dried feed per 56 pound bushel of whole grain processed.

5. By deleting paragraph (g) (1) and substituting in lieu thereof the following:

(1) Every distiller shall, within 10 days after the close of each calendar month, mail to the Order Administrator a report showing (i) amounts and kinds of grain used for the distillation of spirits for beverage purposes, (ii) amounts and kinds of grain used for other purposes, and (iii) the amount of feed recovered.

This amendment shall become effective at 12:01 a. m., e. v. t., September 1, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 141, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability or appeal.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 4th day of September 1945.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 45-16557; Filed, Sept. 5, 1945; 12:20 p. m.]

TITLE 29—LABOR

Chapter VI—National War Labor Board

PART 803—GENERAL ORDERS

WAGE ADJUSTMENTS FOR SMALL BUSINESSES

The National War Labor Board hereby repeals General Order No. 4 (§ 803.4).

Approved: August 29, 1945.

FRED E. DESMOND,
Acting Executive Director.

[F. R. Doc. 45-16563; Filed, Sept. 6, 1945; 9:50 a. m.]

PART 803—GENERAL ORDERS

WAGE AND SALARY ADJUSTMENTS BY STATE, COUNTY AND MUNICIPAL GOVERNMENTS

The National War Labor Board and the Commissioner of Internal Revenue hereby revoke the following general order which constituted a joint statement with respect to wage and salary adjustments by State, county and municipal governments and agencies thereof: General Order 12-B (§ 803.12-B).

Adopted August 20, 1945.

(Act of Oct. 2, 1942, C 578, 55 Stat. 765; Pub. Law 729, 77th Cong.; E.O. 9250, Oct. 2, 1942, 7 F.R. 7871; as amended by E.O. 9381, Sept. 25, 1943, 8 F.R. 13033; E.O. 9599, Aug. 18, 1945)

FRED E. DESMOND,
Acting Executive Director.

JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

[F. R. Doc. 45-16534; Filed, Sept. 6, 1945; 9:50 a. m.]

PART 803—GENERAL ORDERS

WAGE OR SALARY RATES INCREASES; BOARD APPROVAL NOT REQUIRED

The National War Labor Board hereby amends General Order No. 30 to read as follows:

§ 803.30 *Wage or salary rates increases; Board approval not required.* Increases in wage or salary rates which do not bring such rates above 55¢ per hour may be made without the approval of the National War Labor Board although the increase will be used in whole or in part as the basis for seeking an increase in price ceilings or for resisting otherwise justifiable reductions in price ceilings, or, in the case of products or services being furnished under contract with a Federal procurement agency, will increase the cost to the United States.

Adopted: August 30, 1945.

(Act of Oct. 2, 1942, C 578, 56 Stat. 765, Pub. Law 729, 77th Cong.; E.O. 9250 Oct. 2, 1942, 7 F.R. 7871; as amended by E.O. 9381, Sept. 25, 1943, 8 F.R. 13033; E.O. 9599, Aug. 18, 1945)

FRED E. DESMOND,
Acting Executive Director.

[F. R. Doc. 45-16535; Filed, Sept. 6, 1945; 9:51 a. m.]

PART 803—GENERAL ORDERS

WAGE OR SALARY INCREASES MADE BY EMPLOYERS WITHOUT APPROVAL OF BOARD

By virtue of and pursuant to the authority conferred on it by General Order No. 36 (§ 803.36) of the National War Labor Board, the Territorial War Labor Board for Hawaii has adopted the following resolution:

General Resolution No. 16. (a) Employers may, through collective bargaining with duly certified or recognized representatives of the employees involved, or, if there is no such representative by voluntary action, make wage or salary in-

creases without the necessity of obtaining approval therefor, upon the condition that such increases will not be used in whole or in part as the basis for seeking an increase in price ceilings or for resisting otherwise justifiable reductions in price ceilings, or, in the case of products or services being furnished under contract with a federal procurement agency, will not increase the cost to the United States.

(b) The provisions of paragraph (a) above shall be effective as of August 18, 1945, but this shall not preclude the selection by the party or parties of any earlier date as the effective date of the wage or salary increase. The provisions of this general resolution shall not, however, operate as an approval of any wage or salary increase placed into effect before August 18, 1945, and prior to receipt of any approval required by the stabilization act of October 2, 1942, or the orders or regulations issued thereunder.

(c) Wage or salary increases referred to in paragraph (a) above may be made notwithstanding any previous denial or modification of an application for approval thereof by the National War Labor Board or its agencies.

(d) The provisions of this general resolution shall not apply to the building and construction industry until further notice.

Approved: August 27, 1945.

(E.O. 9250, Oct. 3, 1942, 7 F.R. 7871; as amended by E.O. 9381, Sept. 25, 1943, 8 F.R. 13083; E.O. 9328, Apr. 8, 1943, 8 F.R. 4681; Act of Oct. 2, 1942, C 578, 56 Stat. 765, Pub. Law 729, 77th Cong.)

FRED E. DESMOND,
Acting Executive Director.

[F. R. Doc. 45-16586; Filed, Sept. 6, 1945;
9:51 a. m.]

Chapter IX—Agriculture Department (Agricultural Labor)

[Supp. 75]

PART 1108—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF IDAHO

WORKERS ENGAGED IN HARVESTING APPLES AND PRUNES IN CERTAIN IDAHO COUNTIES

§ 1108.10 *Workers engaged in harvesting apples and prunes in Ada, Adams, Canyon, Gem, Owyhee, Payette, and Washington Counties, State of Idaho.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628) and to the regulations of the War Food Administrator issued March 23, 1945 (10 F.R. 3177) entitled "Specific Wage Ceiling Regulations" and based upon a certification of the Idaho USDA Wage Board and the Oregon USDA Wage Board that a majority of the producers of apples and a majority of the producers of prunes in the area described in paragraph (a) of § 1110.10 of this chapter and described in paragraph (a) of this section participating in hearings conducted for such purpose have requested the intervention of the Secretary

of Agriculture, and based upon relevant facts submitted by the Idaho USDA Wage Board and the Oregon USDA Wage Board and obtained from other sources, it is hereby determined that:

(a). *Areas, crops and classes of workers.* Persons engaged in harvesting apples and prunes in Ada, Adams, Canyon, Gem, Owyhee, Payette, and Washington Counties, State of Idaho, are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628).

(b) *Maximum wage rates for harvesting apples and prunes.* (1) Maximum wages for picking apples—10¢ per standard bushel box.

(2) Maximum wages for picking prunes—½¢ per pound.

If payment is made on any other basis than the above, payments shall not exceed a wage rate equivalent to the above maximum rates.

(c) *Administration.* The Idaho USDA Wage Board located at Room 521, Idaho Building, Boise, Idaho, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

Effective date. This Supplement No. 75 shall become effective at 12:01 a. m., Mountain war time, September 6, 1945.

(56 Stat. 765 (1942), 50 U.S.C. App. 961 et seq., (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547, 10 F.R. 9478, 9628; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 6th day of September 1945.

[SEAL] K. A. BUTLER,
Acting Director of Labor.
U. S. Department of Agriculture.

[F. R. Doc. 45-16611; Filed, Sept. 6, 1945;
11:08 a. m.]

[Supp. 77]

PART 1110—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF OREGON

WORKERS ENGAGED IN HARVESTING APPLES AND PRUNES IN MALHEUR COUNTY, OREGON

§ 1110.10 *Workers engaged in harvesting apples and prunes in Malheur County, State of Oregon.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943,

as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628) and to the regulations of the War Food Administrator issued March 23, 1945 (10 F.R. 3177) entitled "Specific Wage Ceiling Regulations" and based upon a certification of the Oregon USDA Wage Board and the Idaho USDA Wage Board that a majority of the producers of apples and a majority of the producers of prunes in the area described in paragraph (a) of § 1108.10 of this chapter and described in paragraph (a) of this section participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Oregon USDA Wage Board and the Idaho USDA Wage Board and obtained from other sources, it is hereby determined that:

(a). *Areas, crops and classes of workers.* Persons engaged in harvesting apples and prunes in Malheur County, State of Oregon, are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628).

(b) *Maximum wage rates for harvesting apples and prunes.* (1) Maximum wages for picking apples—10¢ per standard bushel box.

(2) Maximum wages for picking prunes—½¢ per pound.

If payment is made on any other basis than the above, payments shall not exceed a wage rate equivalent to the above maximum rates.

(c) *Administration.* The Idaho USDA Wage Board, located at Room 521 Idaho Building, Boise, Idaho, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

Effective date. This Supplement No. 77 shall become effective at 12:01 a. m., Pacific war time, September 6, 1945.

(56 Stat. 765 (1942), 50 U.S.C. App. 961 et seq., (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547, 10 F.R. 9478, 9628; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 6th day of September 1945.

[SEAL] K. A. BUTLER,
Acting Director of Labor,
U. S. Department of Agriculture.

[F. R. Doc. 45-16612; Filed, Sept. 6, 1945;
11:09 a. m.]

[Supp. 72]

PART 1113—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF COLORADO

WORKERS ENGAGED IN HARVESTING BROOM CORN IN CERTAIN COLORADO COUNTIES

§ 1113.1 *Workers engaged in harvesting broom corn in Baca, Bent, Prowers and Las Animas Counties, State of Colorado.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628) and to the regulations of the War Food Administrator issued March 23, 1945 (10 F.R. 3177) entitled "Specific Wage Ceiling Regulations" and based upon a certification of the Colorado USDA Wage Board that a majority of the producers of broom corn in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Colorado USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in harvesting broom corn in Baca, Bent, Prowers and Las Animas Counties, State of Colorado, are agricultural labor as defined in § 4001.1 (3) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628).

(b) *Maximum wage rates for harvesting broom corn—(1) Maximum hourly wages for experienced workers.* (i) For cutting and pulling—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(ii) For seeding, green basis—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(iii) For seeding, cured basis—70¢ per hour with board and lodging, or 90¢ per hour without board and lodging.

(iv) For baling—70¢ per hour with board and lodging, or 90¢ per hour without board and lodging.

(2) *Maximum hourly wages for inexperienced workers.* (i) For cutting and pulling—50¢ per hour with board and lodging, or 70¢ per hour without board and lodging.

(ii) For seeding, green basis—50¢ per hour with board and lodging, or 70¢ per hour without board and lodging.

(iii) For seeding, cured basis—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(iv) For baling—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(3) *Maximum piece rate wages.* (i) For cutting and pulling—2¼¢ per pound.

(ii) For seeding and baling, cured basis—1¢ per pound.

An inexperienced worker shall be classed as an experienced worker not later than 10 days after such inexperienced worker commences work and may thereafter be paid in accordance with the maximum wages for experienced workers. If payment is made on any other basis than the above, the payments shall

not exceed a wage rate equivalent to the above maximum rates. If board and lodging are furnished employees working on a piece rate basis, charges for such board and lodging shall not be less than \$2 per day.

(c) *Administration.* The Colorado USDA Wage Board, the address of which shall be Colorado USDA Wage Board, c/o the Chairman, 202 Museum Building, Denver, Colorado, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

Effective date. This Supplement No. 72 shall become effective at 12:01 a. m., Mountain war time, Sept. 6, 1945.

(56 Stat. 765 (1942), 50 U.S.C. App. 961 et seq., (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4601; E.O. 9577, 10 F.R. 8037; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547, 10 F.R. 9478, 9628; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 6th day of September 1945.

[SEAL] K. A. BUTLER,
Acting Director of Labor,
U. S. Department of Agriculture.

[F. R. Doc. 45-16603; Filed, Sept. 6, 1945;
11:03 a. m.]

[Supp. 73]

PART 1114—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF KANSAS

WORKERS ENGAGED IN HARVESTING BROOM CORN IN CERTAIN KANSAS COUNTIES

§ 1114.1 *Workers engaged in harvesting broom corn in Morton, Stevens, Seward, Grant, Stanton, Hamilton and Karney Counties, State of Kansas.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628) and to the regulations of the War Food Administrator issued March 23, 1945 (10 F.R. 3177) entitled "Specific Wage Ceiling Regulations" and based upon a certification of the Kansas USDA Wage Board that a majority of the producers of broom corn in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Kansas USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in harvesting broom corn in Morton, Stevens, Seward, Grant, Stanton, Hamilton and Karney Counties, State of Kansas, are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 23, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9678).

(b) *Maximum wage rates for harvesting broom corn—(1) Maximum hourly wages for experienced workers.* (i) For cutting and pulling—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(ii) For seeding, green basis—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(iii) For seeding, cured basis—70¢ per hour with board and lodging, or 90¢ per hour without board and lodging.

(iv) For baling—70¢ per hour with board and lodging, or 90¢ per hour without board and lodging.

(2) *Maximum hourly wages for inexperienced workers.* (i) For cutting and pulling—50¢ per hour with board and lodging, or 70¢ per hour without board and lodging.

(ii) For seeding, green basis—50¢ per hour with board and lodging, or 70¢ per hour without board and lodging.

(iii) For seeding, cured basis—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(iv) For baling—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(3) *Maximum piece rate wages.* (i) For cutting and pulling—2¼¢ per pound.

(ii) For seeding and baling, cured basis—1¢ per pound.

An inexperienced worker shall be classed as an experienced worker not later than 10 days after such inexperienced worker commences work and may thereafter be paid in accordance with the maximum wages for experienced workers.

If payment is made on any other basis than the above, the payments shall not exceed a wage rate equivalent to the above maximum rates. If board and lodging are furnished employees working on a piece rate basis, charges for such board and lodging shall not be less than \$2.00 per day.

(c) *Administration.* The Kansas USDA Wage Board, the address of which shall be Kansas USDA Wage Board, c/o the Chairman, Kansas State College, Manhattan, Kansas, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

Effective date. This Supplement No. 73 shall become effective at 12:01 a. m., central war time, September 6, 1945.

(56 Stat. 765 (1942), 50 U.S.C. App. 961 et seq., (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177.)

Issued this 6th day of September 1945.

[SEAL] K. A. BUTLER,
Acting Director of Labor,
U. S. Department of Agriculture.

[F. R. Doc. 45-16609; Filed, Sept. 6, 1945;
11:08 a. m.]

[Supp. 74]

PART 1115—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF OKLAHOMA

WORKERS ENGAGED IN HARVESTING BROOM CORN IN CERTAIN OKLAHOMA COUNTIES

§ 1115.1 *Workers engaged in harvesting broom corn in Harper, Beaver, Texas, and Cimarron Counties, State of Oklahoma.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628) and to the regulations of the War Food Administrator issued March 23, 1943 (10 F.R. 3177) entitled "Specific Wage Ceiling Regulations" and based upon a certification of the Oklahoma USDA Wage Board that a majority of the producers of broom corn in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Oklahoma USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in harvesting broom corn in Harper, Beaver, Texas, and Cimarron Counties, State of Oklahoma, are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628).

(b) *Maximum wage rates for harvesting broom corn—*(1) *Maximum hourly wages for experienced workers.* (i) For cutting and pulling—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(ii) For seeding, green basis—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(iii) For seeding, cured basis—70¢ per hour with board and lodging or 90¢ per hour without board and lodging.

(iv) For baling—70¢ per hour with board and lodging, or 90¢ per hour without board and lodging.

(2) *Maximum hourly wages for inexperienced workers.* (i) For cutting and pulling—50¢ per hour with board and lodging, or 70¢ per hour without board and lodging.

(ii) For seeding, green basis—50¢ per hour with board and lodging, or 70¢ per hour without board and lodging.

(iii) For seeding, cured basis—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(iv) For baling—60¢ per hour with board and lodging, or 80¢ per hour without board and lodging.

(3) *Maximum piece rate wages.* (i) For cutting and pulling—2¾¢ per pound. (ii) For seeding and baling, cured basis—1¢ per pound.

An inexperienced worker shall be classed as an experienced worker not later than 10 days after such inexperienced worker commences work and may thereafter be paid in accordance with the maximum wages for experienced workers. If payment is made on any other basis than the above, the payments shall not exceed a wage rate equivalent to the above maximum rates. If board and lodging are furnished employees working on a piece rate basis, charges for such board and lodging shall not be less than \$2 per day.

(c) *Administration.* The Oklahoma USDA Wage Board, the address of which shall be Oklahoma USDA Wage Board, % the Chairman, 318 Post Office Building, Oklahoma City, Oklahoma, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

Effective date. This Supplement No. 74 shall become effective at 12:01 a. m., central war time, Sept. 6, 1945.

(56 Stat. 765 (1942), 50 U.S.C. App. 961 et seq., (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547, 10 F.R. 9478, 9628; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 6th day of September 1945.

[SEAL] K. A. BUTLER,
Acting Director of Labor,
U. S. Department of Agriculture.

[F. R. Doc. 45-16610; Filed, Sept. 6, 1945;
11:08 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827; E.O. 9024, 7 F.R. 320; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2710; E.O. 9599, 10 F.R. 10155; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

PART 1042—IMPORTS OF STRATEGIC MATERIALS¹

[General Imports Order M-63, as Amended Sept. 5, 1945]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of certain imported materials for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1042.1 *General Imports Order M-63—*(a) *Definitions.* For the purposes of this order:

(1) "Person" means any individual, partnership association, business trust, corporation, or any organized group of persons, whether or not incorporated.

(2) "Owner" of any material means any person who has any property interest in such material except a person whose interest is held solely as security for the payment of money.

(3) "Consignee" means the person to whom a material is consigned at the time of importation.

(4) "Import" means to transport in any manner into the continental United States from any foreign country or from any territory or possession of the United States (including the Philippine Islands). It includes shipments into a free port, free zone, or bonded custody of the United States Bureau of Customs (bonded warehouse) in the continental United States and shipments in bond into the continental United States for transshipment to Canada, Mexico, or any other foreign country.

(5) "Place of initial storage" means any warehouse, yard ground storage, or other place, to which the person making the entry or withdrawal from custody of the United States Bureau of Customs of material imported subject to this order directs or has directed that such material be transported from the port of entry to be held until disposed of pursuant to this order.

(6) Material shall be deemed "in transit" if it is afloat, if an on board ocean bill of lading has actually been issued with respect to it, or if it has actually been delivered to and accepted by a rail, truck, or air carrier, for transportation to a point within the continental United States.

¹ Certain food items formerly on Lists I, II, and III are now subject to import control in accordance with War Food Administration Order 63.

(7) "Governing date" with respect to any material means the date when such material first became subject to General Imports Order M-63.

(b) *Restrictions on imports of materials*—(1) *General restriction.* No person, except as authorized in writing by the War Production Board, shall purchase for import, import, offer to purchase for import, receive, or offer to receive on consignment for import, or make any contract or other arrangement for the importing of, any material subject to this order after the governing date. The foregoing restrictions shall apply to the importation of any material subject to the order regardless of the existence on the governing date or thereafter of any contract or other arrangement for the importation of such material. The materials subject to this order are those listed from time to time upon Lists A and B attached hereto.

(2) *Authorization by War Production Board.* Any person desiring such authorization, whether owner, purchaser, seller, or consignee of the material to be imported, or agent of any of them, shall make application therefor in duplicate on Form WPB-1041 addressed to the War Production Board Ref: M-63, Washington 25, D. C. Unless otherwise expressly permitted, such authorization shall apply only to the particular material and shipment mentioned therein and to the persons and their agents concerned with such shipment; it shall not be assignable or transferable either in whole or in part.

(3) *Restrictions on financing of imports.* No bank or other person shall participate, by financing or otherwise, in any arrangement which such bank or person knows or has reason to know involves the importation after the governing date of any material subject to this order, unless such bank or person either has received a copy of the authorization issued by the War Production Board under the provisions of paragraph (b) (2) or is satisfied from known facts that the proposed transaction comes within the exceptions set forth in paragraph (b) (4).

(4) *Exceptions.* Unless otherwise directed by the War Production Board, the restrictions set forth in this paragraph (b) shall not apply:

(i) To the Foreign Economic Administration, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation, or any other United States governmental department, agency, or corporation, or any agent acting for any such department, agency or corporation; or

(ii) To any material of which any United States governmental department, agency, or corporation is the owner at the time of importation, or to any material which the owner at the time of importation had purchased or otherwise acquired from any United States governmental department, agency or corporation; or

(iii) To any material which on the governing date was in transit to a point within the continental United States.

(iv) [Deleted Mar. 30, 1944]

(v) To any material consigned as a gift or imported for personal use where the value of each consignment or shipment is less than \$100.00; or to any material consigned or imported as a sample where the value of each consignment or shipment is less than \$25.00; or to any used material in the category of household goods imported by the owner for his own personal use; or

(vi) To materials consigned as gifts for personal use by or to members of the Armed Services of the United States; or

(vii) [Deleted Nov. 13, 1944.]

(viii) To manufactured materials which are imported in bond solely for the purpose of having them repaired and then returned to the owner outside the continental United States; or

(ix) To materials which were grown, produced, or manufactured in the continental United States, and which were shipped outside the continental United States on consignment or pursuant to a contract of purchase, and which are now returned as rejected by the prospective purchaser; or

(x) To materials shipped into the United States in transit from one point in Mexico to another point in Mexico, or from one point in Canada to another point in Canada.

(xi) To materials on List B which are located in, and are the growth, production, or manufacture of, and are transported into the Continental United States overland, by air, or by inland waterway from Canada, Mexico, Guatemala or El Salvador.

(c) [Deleted June 4, 1945.]

(d) [Deleted June 4, 1945.]

(e) *Restrictions on distribution of List A and List B materials.* Unless otherwise provided by the terms of the authorization issued pursuant to paragraph (b) (2), any material on List A or List B which is imported in accordance with the provisions of this order after the governing date, may be sold, delivered, processed, consumed, purchased, or received without restriction under this order, but all such transactions shall be subject to all applicable provisions of the regulations of the War Production Board and to all orders and directions of the War Production Board which now or hereafter may be in effect with respect to such material.

(f) *Reports*—(1) *Reports on customs entry.* No material which is imported after the governing date, including materials imported by or for the account of the Foreign Economic Administration, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation or any other United States governmental department, agency, or corporation, shall be entered through the United States Bureau of Customs for any purpose, whether for consumption, for warehouse, in transit, in bond, for re-export, for appraisal, or otherwise, unless the person making the entry shall file with the entry Form WPB-1040 in duplicate except in the case of a material described in paragraph (b) (4) (xi) when the person

making the entry need not file with the entry Form WPB-1040. The filing of such form a second time shall not be required upon any subsequent entry of such material through the United States Bureau of Customs for any purpose; nor shall the filing of such form be required upon the withdrawal of any material from bonded custody of the United States Bureau of Customs, regardless of the date when such material was first transported into the continental United States. Both copies of such form shall be transmitted by the Collector of Customs to the War Production Board, Division of Stockpiling and Transportation, Ref.: M-63, Washington 25, D. C.

(2) *Other reports.* All persons having any interest in, or taking any action with respect to, any material imported after the governing date, whether as owner, agent, consignee, or otherwise, shall file such other reports as may be required from time to time by the War Production Board.

(3) *Exceptions.* The provisions of this paragraph (f) shall not apply to materials imported and consigned as gifts for personal use by or to members of the Armed Services of the United States.

(g) *Routing of communications.* All communications concerning this order shall, unless otherwise herein directed, be addressed to: War Production Board, Washington 25, D. C. Ref.: M-63.

(h) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or who furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority assistance. In addition, the War Production Board may direct the disposition and use of any material which is imported without authorization as required by paragraph (b).

(i) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the War Production Board, as amended from time to time.

(j) *Effect on liability of removal of material from order.* The removal of any material from the order shall not be construed to affect in any way any liability for violation of the order which accrued or was incurred prior to the date of removal.

Issued this 5th day of September 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A

NOTE: List A amended Sept. 5, 1945.

The numbers listed after the following materials are commodity numbers taken from Schedule A, Statistical Classification of Imports of the Department of Commerce (Issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed

below. If no commodity number is listed, the description given shall control.

Material	Com- merce Import Class No.	Govern- ing date
Agave fibers, unmanufactured, not elsewhere specified on this order (except flume tow and bagasse waste).....	N. S. C.	8/5/43
Agave manufactures and semi-manufactures:		
Sisal cordage, including cables, tarred or untarred composed of 3 or more strands, each strand composed of 2 or more yarns.....	3417.010 3417.110	1/18/43 1/18/43
Carpet yarns of agave, dyed or undyed.....	N. S. C.	7/21/42
Cordage of agave fibers, other than sisal.....	N. S. C.	1/18/43
Cords and twines of agave fibers.....	N. S. C.	1/18/43
Fabrics woven of agave fibers.....	N. S. C.	9/11/42
Other manufactures (including all products in whole or in part of agave fibers).....	N. S. C.	1/18/43
Alpargatas.....	0369.500	6/23/43
Bone grist and ground bones for uses other than feed and fertilizer.....	N. S. C.	7/20/45
Bones, crude.....	0911.200	7/2/42
Bristles, hog and pig.....	0917.000 0979.100	3/14/42 3/14/42
Cattle, ox, and calf tail hair including switches.....	3698.100	7/2/42
Chrome ore (Chromite).....	6213.100 6213.500 6213.600	12/28/41 12/28/41 12/28/41
Coir yarn and coir manufactures:		
Coir yarn.....	3420.000	11/23/42
Matting and articles of cocoa fiber (coir fiber) or rattan.....	3963.000	10/21/42
Pile mats and floor coverings of cocoa fiber (coir fiber).....	3960.100	10/21/42
Coir manufactures (including all products of coir fiber), other than pile mats, floor coverings, matting, etc., elsewhere specified on this order.....	N. S. C.	11/23/42
Corundum in grains, or ground, pulverized or refined.....	N. S. C.	5/22/42
Corundum ore.....	5460.000	5/22/42
Diamonds, industrial (rough or uncut not advanced in condition or value by cleaving, splitting, cutting, boring, or other process):		
Carbonado and ballas.....	5952.100	9/16/44
Diamond dust.....	5952.600	9/16/44
Bort (Glaziers' and engravers' diamonds not set, and miners' diamonds, n. e. s., and other industrial diamonds).....	5952.700	9/16/44
Fish liver oil, n. e. s. (include halibut-liver oil).....	2220.250	1/12/44
Hair, curled.....	3698.800	6/29/44
Hemp (Cannabis Sativa type only) unmanufactured:		
Hacked including "line of hemp".....	3263.000	9/11/42
Not hacked.....	3263.200	9/11/42
Tow.....	3263.300	9/11/42
Hides and skins:		
Buffalo hides dry and wet.....	0203.000 0203.100	1/13/42 1/13/42
Buffalo hides (India water buffalo, for use in rawhide articles) dry and wet.....	0209.000 0209.100	9/16/44 9/16/44
Calf, dry and wet.....	0207.000	1/13/42
Cattle hides, dry and wet.....	0208.000 0201.000	1/13/42 1/13/42
Goat and kid skins, dry and wet.....	0202.000 0241.000	1/13/42 7/2/42
Kip, dry and wet.....	0242.000 0205.000 0206.000	7/2/42 1/13/42 1/13/42
Horse mane and tail hair, raw and drawn, including switches.....	3694.000 3694.100	3/14/42 3/14/42
Jute and manufactures:		
Waste bagging and waste sugar sack cloth.....	3243.600	6/10/43
Jute yarns or roving, single.....	3244.000 3244.100 3244.200 3244.300	6/10/43 6/10/43 6/10/43 6/10/43
Jute cordage, twine and twist or 2 or more yarns twisted together, size of single yarn or roving:		
Not bleached, dyed or otherwise treated.....	3245.200 3245.300 3245.400 3245.500	6/10/43 6/10/43 6/10/43 6/10/43
Bleached, dyed or otherwise treated.....	3245.220 3245.320 3245.420 3245.520	6/10/43 6/10/43 6/10/43 6/10/43

List A—Continued

Material	Com- merce Import Class No.	Govern- ing date
Jute and manufactures—Con.		
Bagging for cotton, gunny cloth, etc., of single yarns, not bleached, colored, or printed, not exceeding 16 threads in warp and filling to the square inch, or jute or other vegetable fiber.....	3246.000 3246.100	6/10/43 6/10/43
Burlaps and other woven fabrics wholly of jute, n. s. p. f.....	3247.000 3247.200	6/10/43 6/10/43
Plain woven fabrics of jute, weighing less than 4 ounces per square yard.....	3248.000	6/10/43
Woven fabrics of jute for padding or interlinings exceeding 30 threads in warp and filling to the square inch weighing from 4½ to 12 ounces, inclusive, per square yard.....	3248.100	6/10/43
Woven fabrics, n. s. p. f. in chief value but not wholly of jute.....	3248.200	6/10/43
Jute sliver.....	3250.000	6/10/43
Jute webbing, not exceeding 12 inches in width.....	3250.700	6/10/43
Jute manufactures, n. s. p. f.....	3250.900	6/10/43
Jute bags or sacks.....	3249.000 3249.100	4/2/43 4/2/43
Jute butts, unmanufactured.....	3242.000	10/6/42
Jute, unmanufactured.....	3241.000	10/6/42
Kapok.....	3403.000	7/2/42
Lead manufactures:		
Collapsible tube discs or slugs and any other semi-fabricated form, manufactured in whole or in part of lead or lead alloy.....	N. S. O.	4/16/45
Collapsible tubes, manufactured in whole or in part of lead or lead alloy, filled or empty.....	N. S. O.	2/14/45
Foil, manufactured in whole or in part of lead or lead alloy.....	N. S. O.	2/14/45
Storage batteries (lead acid type).....	N. S. O.	2/14/45
Leather, unmanufactured:		
Goatskin and kidskin leather (except vegetable-tanned).....	0333.000 0333.500 incl.	7/2/42 7/2/42
Leather made from hides or skins of cattle of the bovine species.....	0335.400 0340.800 0345.200 0345.300 0300.100 0317.900 incl.	7/2/42 7/2/42 7/2/42 7/2/42 7/2/42
Rough tanned leather (incl. India-tanned):		
Vegetable-tanned goat and sheepskins.....	0339.000 0339.100 3409.200	7/2/42 7/2/42 1/18/43
Maguey or cantala, unmanufactured.....	6211.200 6211.300	5/14/43 5/14/43
Manganese ore (incl. ferruginous) or concentrates, and manganese iron ore, containing 35 percent and over of manganese.....		
Manila or abaca cordage, including cables, tarred or untarred, composed of 3 or more strands, each strand composed of 2 or more yarns.....	3417.095 3417.195	6/28/43 6/28/43
Manila or abaca fiber (except T grade tow).....	3402.300 3402.600	4/28/43 4/28/43
Manila or abaca fiber manufactures (incl. all manila or abaca products).....	N. S. O.	4/28/43
Meshta fiber.....	N. S. O.	10/6/42
Mica.....	5560.840 5560.880 5560.890 5560.940 5560.960 5560.990 5561.000 5561.300 5561.400 5561.500 5561.600 5561.900 5564.000 5564.200 1640.000 2202.000	3/14/42 3/14/42 3/14/42 3/14/42 3/14/42 3/14/42 3/14/42 3/14/42 3/14/42 7/21/42 3/14/42 3/14/42 3/14/42 3/14/42 7/2/42 10/21/42
Molasses and sugar sirup.....	2220.310	10/21/42
Pyrethrum or insect flowers.....	N. S. O.	3/5/43
Pyrethrum or insect flowers, advanced in value or condition.....		
Punga fiber.....	2210.250	5/4/42
Rotenone bearing roots (cube root (timbo or barbasco), derris and tuba), crude and advanced.....	2210.300 2220.360 2220.370	5/4/42 5/4/42 5/4/42
Shark-liver oil, including oil produced from dogfish livers, n. s. p. f.....	0808.730	1/12/44

List A—Continued

Material	Com- merce Import Class No.	Govern- ing date
Sisal and henequen, unmanufactured (except flume tow and bagasse waste).....	N. S. C. N. S. C.	1/18/43 10/6/42
Ureña lobata fiber.....		

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

List B

NOTE: List B amended Sept. 5, 1945.

The numbers listed after the following materials are commodity numbers taken from Schedule A Statistical Classification of Imports of the Department of Commerce (Issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed, the description given shall control.

Material	Com- merce Import Class No.	Govern- ing date
Congo gum copal.....	N. S. C.	1/12/44
Cotton linters (all grades).....	3005.000	7/2/42
Glue stock, not elsewhere specified.....	0930.800	8/5/43
Hide cuttings, raw.....	0930.800	7/2/42
Paper, standard newsprint.....	4711.00	8/3/45

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

INTERPRETATION 1: Revoked June 4, 1945.

INTERPRETATION 2

The following official interpretation is hereby issued by the War Production Board with respect to the meaning of the term "in transit" as defined in paragraph (a) (8) of General Imports Order M-63 (§ 1042.1) as amended.

By amendment dated December 17, 1942, the definition of material "in transit" was changed by adding the following clause, "or if it has actually been delivered to and accepted by a rail, truck, or air carrier for transportation to a point within the continental United States." The question has been raised as to the meaning of the term as applied to a case where the material on the governing date had been delivered to and accepted by a rail, truck, or air carrier on a through bill of lading for transportation to a specified port and from thence by boat to a point within the continental United States.

The material in the stated case is not deemed to be in transit within the meaning of the term as used in the order. If the material is to be carried to the port of arrival in the continental United States by ship the material must have been afloat, or on board ocean bill of lading must have been issued with respect to it on the governing date in order for it to be considered as having been in transit on such date.

Material which has been delivered to and accepted by a rail, truck, or air carrier on the governing date for transportation to a point within the continental United States is deemed to be in transit within the meaning of the term as used in the order only when the transportation specified in the bill of lading issued by such carrier calls for de-

livery of the material at the port of arrival in the continental United States by rail, truck, or air carrier, not by ship. (Issued March 5, 1943.)

INTERPRETATION 3: Revoked June 4, 1945.

[F. R. Doc. 45-16535; Filed, Sept. 5, 1945; 11:25 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Supplementary Order M-317A, as Amended Sept. 5, 1945]

COTTON FABRIC PREFERENCE RATINGS AND RESTRICTIONS

• § 3290.116 *Supplementary Order M-317A*—(a) *Contents of this order.* This Order M-317A is supplementary to Order M-317 and contains preference rating schedules and distribution schedules referred to in that order. These schedules apply only to woven cotton fabrics of more than 12" in width, but do not apply to "duck" as defined in Order M-91. Restrictions on the production of cotton fabrics appear in Order L-99.

(b) *Assignment of preference ratings for small amounts of cotton fabrics.* The preference ratings in Column IV are assigned for each Group to the persons named in Column I to get the cotton fabrics listed in Column II for the uses listed in Column III in accordance with the following rules. This preference rating may not be used to get delivery of more cotton fabrics in any calendar quarter than the amount shown in Column I, nor may the rating be used to get any fabric other than those listed in Column II. To illustrate: In Group CDGS-2 a processor is assigned an AA-2X rating to get a total of 1000 yards of fabrics to make photographic equipment, but in using the rating he is restricted to combed broadcloth, corduroy, and velveteen and cord. He may purchase equal amounts of each of the three fabrics or divide the 1000 yards among the fabrics in any way he chooses. If he needs a rating for more than 1000 yards of these fabrics, he has two alternatives:

(1) He may purchase the additional fabrics without a rating, or

(2) He may file Form WPB-2842 for his total yardage as described below.

(c) *Preference ratings for greater amounts of cotton fabrics than specified in Column I.* Preference ratings will be assigned on Form GA-2543 for more cotton fabrics than the yardage listed in Column I in accordance with the following rules:

(1) Any person named in Column I who wants to use the preference ratings to get, in any calendar quarter for any Group, more of the cotton fabrics shown in Column II than the amount shown in Column I, for the uses listed in Column III, should apply to the War Production Board on Form WPB-2842. Fabrics applied for on Form WPB-2842 shall be described in the same terms as they are listed in Column II of the Preference Rating Schedules of this order. A separate application shall be filed for materials for each Group listed in the schedules. For example, a person who wants to make "Baby baths", (Group

CDGS-7) and needs sheeting, would insert in Column (a) of Form WPB-2842: "(13b) Sheeting, coarse, Class B".

(2) Applications on Form WPB-2842 for preference ratings for cotton fabrics to be delivered in the 3d quarter of 1945, must be filed by July 31, 1945, with the Industry Division or Bureau of the War Production Board or the agency specified. Ref: M317A. Applications for preference ratings for cotton fabrics to be delivered in the 4th quarter of 1945, and in each subsequent quarter, must be filed at least 60 days before the beginning of the quarter in which the cotton fabrics are to be received by the applicant.

(3) Priorities assistance will generally be granted on the basis of each applicant's past consumption and inventories of cotton fabrics as shown on his application, the yardage of cotton fabrics available for the particular purpose, and the supply and availability of other materials for the specified uses. Applications from persons who have not previously used cotton fabrics for the specified purposes, will be granted if the supply is in excess of the amounts needed to permit applicants who previously consumed cotton fabrics to continue their operations at a reasonable economic operating level. They will be granted, as far as possible, on an equitable basis.

(4) Under extraordinary conditions, Form WPB-2842 may be filed as an interim application for additional cotton fabrics. In such cases the application must cover only the additional quantities of cotton fabrics for which preference ratings are requested and not for the total requirements for the quarter. The War Production Board will assign ratings on Form GA-2544 in such cases to the extent that the cotton fabrics applied for are available for the proposed uses.

(5) During any calendar quarter fabrics and uses may be added to the Preference Rating Schedules of this order. Persons desiring to file applications for priorities assistance for the additional fabrics or uses may do so within 15 days after the date the fabrics are added to the schedule. To secure ratings for the additional fabrics or uses, separate applications must be filed for each quarter.

(d) *Advance authorizations*—(1) *3d quarter of 1945.* A person named in Column I who files his application for the 3d quarter of 1945 in accordance with paragraph (c), may, as soon as he files his application, use the preference rating in Column IV to get the cotton fabrics listed in Column II for the uses listed in Column III of the applicable Group. He may not use the rating for a greater yardage of these cotton fabrics than requested in his application.

(2) *4th quarter of 1945.* When a person is assigned a preference rating on Form GA-2543 for cotton fabrics for the 3d quarter of 1945, he may use the same rating to order cotton fabrics for delivery in the 4th quarter of 1945, for the same uses, in an amount up to 70% of the yardage of cotton fabrics he has been authorized for each Group. If he does so, however, he must file Form WPB-2842 for the 4th quarter of 1945

by August 1, 1945, in accordance with paragraph (c) (2). In cases where applications are filed for fabrics or uses added to the Preference Rating Schedules after August 1, 1945, Form WPB-2842 must be filed by the date specified in paragraph (c) (5).

(3) *GA-2543 authorizations supersede advance authorizations.* As soon as a person receives authorization for a particular quarter on Form GA-2543, he must promptly adjust his orders carrying preference ratings, cancelling or withdrawing preference ratings where necessary, so that his rated orders do not call for more or different cotton fabrics than authorized for that quarter.

(e) *Compulsory notice to the War Production Board of unused authorizations.* A person who finds that, for any reason, he will not place rated orders to the extent authorized on Form GA-2543 for a particular quarter or will cancel rated orders he has placed, must promptly write a letter giving notice to the Industry Division or Bureau of the War Production Board, or the agency specified in the preference rating schedules, showing the reference number on his authorization. The letter must specify the quantity and kind of fabric in the same terms in which authorization was made, but for which rated orders will not be placed. When necessary, the War Production Board will reduce authorizations given previously by using Form GA-2544.

(f) *Early and late deliveries.* (1) Deliveries of cotton fabrics on orders bearing ratings assigned under this order for a particular quarter may be received before the quarter begins, if the delivery date actually requested was in accordance with the authorization, and they must be charged to that quarter's quota only.

(2) Deliveries of cotton fabrics on orders bearing ratings assigned under this order may be accepted after the quarter for which the deliveries were authorized and charged to that quarter's quota, only if the fabric was produced and billed to the purchaser before the end of the quarter. Otherwise, they must be charged to the next quarter's quota.

(g) *Restrictions on use of all ratings.* (1) Ratings assigned under this order may be used only to get the particular cotton fabrics shown for the particular uses in the Group for which they were assigned, and cotton fabrics obtained with such ratings may be used only for the uses specified in that Group.

(2) Beginning with the 3rd quarter of 1945, no person may use any preference ratings to get delivery, in any quarter, of more of the cotton fabrics listed in Column II for the uses listed in Column III than:

(i) The amount shown in Column I; or

(ii) The amount he has been authorized on Form GA-2543 or GA-2544 to purchase; or

(iii) The amount he is authorized to purchase under paragraph (d) above.

(3) Under Order M-323, a person may use preference ratings other than the ones assigned under this order, such as ratings on contracts from the armed services, to get cotton fabrics. These

ratings may be used by a person who has received an authorization under this order only if he charges the yardages so obtained to the amounts authorized under this order. He may not use these ratings to get more than those yardages. To illustrate: A processor of photographic equipment under Group 10 has received an authorization on Form GA-2543 to buy 5000 yards of fabrics with a rating of AA-2X. He then receives a rating of AA-1 from the Army covering photographic equipment requiring 2000 yards of fabrics. The processor may then apply the AA-1 rating to his orders for 2000 yards, but the remaining 3000 yards must be rated AA-2X, and his total authorization is still 5000 yards.

(h) *Effect of amendment to preference rating schedules.* (1) This paragraph states special rules that apply only to ratings assigned by this order. Whenever any change is made in this order or any action is taken under this order,

(including the schedules) which has the effect of revoking a preference rating or limiting its use, each person who has applied such a rating, in a manner no longer allowed, to an order which has not yet been filled, must immediately cancel the order or withdraw the rating. If any person to whom a rating has been applied or extended receives notice that his customer's rating has been withdrawn or that his customer's order has been cancelled, he must immediately withdraw any extensions of the rating which he has made to any orders placed by him. If any person to whom a rating has been applied or extended knows or has reason to know that his customer's rating should be withdrawn and he has on his books this customer's unfilled order bearing such a rating, he must treat it as unrated and must also immediately withdraw any extensions that he has made of that rating.

(2) In order to allow time for the filing of applications under this order as amended July 12, 1945, ratings assigned by Order M-317A as amended May 10, 1945 are not revoked until July 10, 1945, and remain valid until that date. All cotton fabrics delivered on rated orders after June 30, 1945 to a person named in Column I of the Preference Rating Schedules must be charged to the yardage authorized for the third quarter of 1945 under those schedules or by Form GA-2543 or GA-2544. Therefore, applicants must include all such yardage in their applications for that quarter.

(i) *Reports and applications.* The reporting and application requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 5th day of September 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

PREFERENCE RATING SCHEDULES

NOTE: Preference Rating Schedules amended September 5, 1945.

Group	Column I	Column II	Column III	Column IV
CAIR-1.....	Processor (500 yards). User (500 yards).	AIRCRAFT DIVISION	Maintenance, repair and operation of commercial aircraft and airlines.	AA-2X.
		(1a) Airplane fabric. (1b) Balloon cloth. (2) Blanketing, less than 25% wool. (4a) Broadcloth, combed. (32b) Bunting, flag. (20) Chambray and shirting covert. (18a) Cheesecloth, tobacco cloth and bandage cloth (except 44 x 36). (19) Denim, cottonade and pants covert. (31a) Drapery, upholstery and tapestry fabric, excluding cotton, velvet, cord and corduroy (limited to items 150, 151, and 152, WPB-658B). (21a) Flannelette, outing. (2) Marquisette. (4b) Poplin, combed and part combed. (15a) Sheeting, bed, muslin, carded. (13a) Sheeting, coarse, Class A. (14a) Sheeting, medium, Class C, except Mead's cloth. (6a) Sheeting, percale, combed. (5a) Shirting, fancy, and oxford, combed. (23) Ticking. (30a) Toweling, turkish and terry. (16a) Twill, carded, except filter twill, as defined in M-91. (3a) Twill, combed, part combed and fine carded (average yarn finer than 36's).		
ALUM-1.....	User (500 yards).	ALUMINUM AND MAGNESIUM DIVISION	Maintenance, repair and operating supplies of producers of aluminum.	AA-2X.
AUTO-1.....	Processor (1,000 yards).	AUTOMOTIVE DIVISION	1. Trucks and trailers which are authorized under Order L-1-E with priorities assistance. 2. Replacement parts for trucks, trailers and automobiles as defined in Order L-153.	AA-2X.
		(16a) Drill. (12) Osnaburg. (13a) Sheeting, coarse, Class A. (13b) Sheeting, coarse, Class B. (14a) Sheeting, medium, Class C, except Mead's cloth. (18a) Cheesecloth, tobacco cloth, and bandage cloth, (except 44 x 36).		
BLDG-1.....	Processor (5,000 yards).	BUILDING MATERIALS DIVISION	Membrane water-proofing (asphalt saturated fabric).	AA-3.
CHEM-1.....		CHEMICALS BUREAU	Apparel binding, bias binding, wetting. Baby baths. Baby carriages. Belts. Bicycle saddles. Book cloths, including loose leaf binders. Busses, trolley busses, electric railway cars—new and repair. Crib mattresses. Crib sheeting. Dress shields, including sanitary napkin shields. Export. Electric heating pads. Footwear. Fuel pump diaphragms.	
		Applications for cotton fabrics to be chemically coated (other than with rubber) are governed by Supplement I to M-317A. Applications will be considered only for the fabric listed in Column II for the uses shown in Column III except under the most extraordinary circumstances: (16a) Drill. (21a) Flannelette, outing. (1c) Lawn. (32g) Leno cloth (not marquisette). (32f) Luggage fabric. (12) Osnaburg. (9) Other combed fabrics. (17b) Print cloth, 64 and higher but less than 80 sley. (17c) Print cloth less than 64 sley. (16c) Sateen. (13a) Sheeting, coarse, Class A. (13b) Sheeting, coarse, Class B. (14a) Sheeting, medium, Class C except Mead's cloth. (14c) Sheeting, soft-filled. (28) Ticking.		

PREFERENCE RATING SCHEDULES—Continued

Group	Column I	Column II	Column III	Column IV
CHEM-1		<p>CHEMICALS BUREAU—continued</p> <p>(16b) Tubing, industrial.</p> <p>(16c) Twill, corded, except filter twill as defined in M-61.</p> <p>(3a) Twill, combed, part combed and fine corded (average yarn finer than 35's).</p> <p>(17f) Window shade cloth.</p>	<p>Hot sweat pads.</p> <p>High chair pads.</p> <p>Hospital equipment.</p> <p>Hospital sheeting.</p> <p>Industrial safety clothing.</p> <p>Industrial work aprons.</p> <p>Infants' pants.</p> <p>Instrument and optical cases.</p> <p>Luggage.</p> <p>Medical and diagnostic instruments.</p> <p>Mending tape.</p> <p>Military (typical and use and contract number).</p> <p>Non-allergic mattresses and pillow cases.</p> <p>Oil cloth.</p> <p>Oilskin raincoats.</p> <p>Play pen pads.</p> <p>Railroad equipment.</p> <p>Rain capes.</p> <p>Rain coats.</p> <p>Rubber Hollands.</p> <p>Seats for places of public assembly.</p> <p>Trucks—new and replacement.</p> <p>Upholstery repair (restaurants, hotels, etc.).</p> <p>Varnished canvas (electrical insulation).</p> <p>Varnished canvas (rubber separator).</p> <p>Weather-proof jackets.</p> <p>Window shades.</p>	
CHEM-2	Processor (5,000 yards).	<p>(16a) Drill.</p> <p>(1c) Lawn.</p> <p>(17a) Print cloth, 80 sley and higher.</p> <p>(17b) Print cloth, 64 and higher but less than 80 sley.</p> <p>(13a) Sheeting, coarse, Class A.</p> <p>(14a) Sheeting, medium, Class C, except Mead's cloth.</p>	Fabric reinforced laminated plastics, except products containing synthetic rubber as defined in Rubber Order R-1.	AA-2X.
CHEM-3	User (2,500 yards).	<p>(18a) Cheesecloth, tobacco cloth, bandage fabric (except 44 x 36).</p> <p>(16a) Drill.</p> <p>(23) Flannel, cotton.</p> <p>(16d) Jean.</p> <p>(1c) Lawn.</p> <p>(12) Osanburg.</p> <p>(17a) Print cloth, 80 sley and higher.</p> <p>(17b) Print cloth, 64 and higher but less than 80 sley.</p> <p>(17c) Print cloth, less than 64 sley.</p> <p>(13a) Sheeting, coarse, Class A.</p> <p>(13b) Sheeting, coarse, Class B.</p> <p>(14a) Sheeting, medium, Class C, except Mead's cloth.</p> <p>(14c) Sheeting, soft-filled.</p> <p>(16c) Twill, corded, except filter twill, as defined in M-61.</p> <p>(3a) Twill, combed, part combed and fine corded (average yarn finer than 35's).</p> <p>(1c) Typewriter ribbon cloth.</p>	Filter and wrapping cloths used in the manufacture of chemicals and chemical products.	AA-2X.
CHEM-4	Processor (2,500 yards).	<p>(17b) Print cloth, 64 but less than 80 sley.</p> <p>(17c) Print cloth, less than 64 sley.</p> <p>(13a) Sheeting, coarse, Class A.</p> <p>(13b) Sheeting, coarse, Class B.</p> <p>(14a) Sheeting, medium, Class C, except Mead's cloth.</p> <p>(16c) Twill, corded except filter twill as defined in M-61.</p>	Blasting cap fuses and fuses.	AA-2X.
CONSUMER DURABLE GOODS DIVISION				
ODGS-1	Processor (1,000 yards).	(1c) Typewriter ribbon cloth.	Inked ribbons.	AA-3.
ODGS-2	Processor (1,000 yards).	<p>(4a) Broadcloth, combed.</p> <p>(23) Corduroy (lighter than 12 cunes).</p> <p>(27) Velvet and cord.</p>	Photographic equipment.	AA-2X.
ODGS-3	Processor (500 yards).	<p>(21a) Flannelette, cutting.</p> <p>(17b) Print cloth, 64 and higher but less than 80 sley.</p> <p>(13b) Sheeting, coarse, Class B.</p> <p>(14a) Sheeting, medium, Class C, except Mead's cloth.</p>	Coffee urn bags and coffee filter cloths.	AA-3.
ODGS-4	Processor (zero (0) yards).	<p>(31a) Drapery, upholstery, and tapestry fabric, except velvet, cord and corduroy (limited to items 129, 151 and 152 WPB-CSSB).</p> <p>(17c) Print cloth, less than 64 sley.</p> <p>(13b) Sheeting, coarse, Class B.</p> <p>(14a) Sheeting, medium, Class C, except Mead's cloth.</p> <p>(27) Velvet and cord.</p>	Upholstered furniture (in accordance with the restrictions of Order L-64a). Items (17c), (13b) and (14a) may not be used on finished exterior portions.	AA-3.
ODGS-5	Processor (zero (0) yards).	<p>(31a) Drapery, upholstery and tapestry fabric, except cotton velvet, cord and corduroy (limited to items 129, 151 and 152 WPB-CSSB).</p> <p>(17c) Print cloth, less than 64 sley.</p> <p>(13b) Sheeting, coarse, Class B.</p> <p>(14a) Sheeting, medium, Class C, except Mead's cloth.</p>	Dual sleeping and seating equipment. Items (17c), (13b) and (14a) may not be used on finished exterior portions.	AA-3.
ODGS-6	Processor (100 yards).	<p>(16a) Drill.</p> <p>(13b) Sheeting, coarse, Class B.</p>	Repair parts for used vacuum cleaners.	AA-3.
ODGS-7	Processor (100 yards).	<p>(16a) Drill.</p> <p>(13b) Sheeting, coarse, Class B.</p>	Baby bottles. (Not for coating.)	AA-3.
ODGS-8	Processor (500 yards).	<p>(1a) Airplane fabrics.</p> <p>(16a) Drill.</p> <p>(21a) Flannelette, cutting.</p> <p>(17b) Print cloth, 64 and higher but less than 80 sley.</p> <p>(14a) Sheeting, medium, Class C, except Mead's cloth.</p> <p>(28) Ticking.</p>	Athletic equipment. (Does not include clothing.)	AA-3.
ODGS-9	Processor (500 yards).	<p>(13a) Sheeting, coarse, Class A.</p> <p>(13b) Sheeting, coarse, Class B.</p>	Repair parts for used ironing machines.	AA-3.
ODGS-10	Processor (500 yards).	(17b) Print cloth, 64 and higher but less than 80 sley.	Stamp pads.	AA-3.

PREFERENCE RATING SCHEDULES—Continued

Group	Column I	Column II	Column III	Column IV
		CONTAINERS DIVISION		
CONT-1.....	Processor (5,000 yards).	(32a) Bag and baling fabrics special types. (16a) Drill. (16d) Jean. (32g) Leno cloth (not marquisette). (12) Osnaburg. (17b) Print cloth, 64 and higher but less than 80 sley. (17c) Print cloth, less than 64 sley. (13a) Sheeting, coarse, Class A. (13b) Sheeting, coarse, Class B. (14a) Sheeting, medium Class C except Mead's cloth.	New textile bags as defined in Conservation Order M-221. (Attention is called to the restrictions of that order.) Paper lined bags. Multi-wall paper bags. Spiral tube shipping containers. Barrel covers.	AA-2X.
CONT-2.....	Processor (5,000 yards).	(18b) Bandage cloth, 38½" 44 x 36, 8.60 yard and pro rata widths. (16d) Jean. (16a) Cheesecloth, tobacco cloth and bandage cloth (except 44 x 36).	Silica gel bags only.	AA-2X.
		CORK, ASBESTOS AND FIBROUS GLASS DIVISION		
CORK-1.....	Processor (1,000 yards).	(18) Cheesecloth, tobacco cloth and bandage cloth (except 44 x 36). (12) Osnaburg. (32e) Pipe covering fabrics special types 18" 54 x 30 4.38; 37" 72 x 20 4.50. (17b) Print cloth, 64 and higher but less than 80 sley. (17c) Print cloth, less than 64 sley. (13a) Sheeting, coarse, Class A. (13b) Sheeting, coarse, Class B. (14a) Sheeting, medium, Class C, except Mead's cloth.	Asbestos cement sheets. Gasketing material. Magnesia, asbestos fibrous glass and other pipe covering. Linoleum.	AA-2X.
		GENERAL INDUSTRIAL EQUIPMENT DIVISION		
GIEQ-1.....	Processor (100 yards).	(23) Canton flannel. (18a) Cheesecloth, tobacco cloth and bandage cloth (except 44 x 36). (16a) Drill. (17b) Print cloth, 64 and higher but less than 80 sley. (17c) Print cloth, less than 64 sley. (16e) Sateen, carded. (14a) Sheeting, medium, Class C, except Mead's cloth. (16c) Twill, carded except filter twill as defined in M-91.	Dust arrestors used in manufacturing plants. For oil filters and oil filter elements.	AA-2X.
		GOVERNMENT BUREAU, OFFICE OF CIVILIAN REQUIREMENTS		
GOYR-1.....	User: Hospitals (2,500 yards). Other institutions of a charitable, governmental or welfare type who feed, clothe or house their occupants (1,000 yards).	(31c) Bedspread fabric (including bedspreads). (29) Blanketing, less than 25% wool (including blankets). (17d) Broadcloth, carded. (18a) Cheesecloth, tobacco cloth, and bandage cloth (except 44 x 36). (32e) Diaper cloth, birdseye (including diapers). (17e) Diaper cloth, gauze (including diapers). (21a) Flannelette, outing. (17c) Print cloth, less than 64 sley. (17b) Print cloth, 64 sley and higher but less than 80 sley. (15a) Sheeting, bed, muslin carded (including sheets and pillow cases). (13a) Sheeting, coarse, Class A. (13b) Sheeting, coarse, Class B. (14a) Sheeting, medium, Class C except Mead's cloth. (23) Ticking. (30b) Toweling, except turkish and terry (including towels and wash cloths). (30a) Toweling, turkish and terry (including towels and wash cloths).	Operating supplies.	AA-3.
		MINING DIVISION		
MINE-1.....	User (200 yards).	(18a) Cheesecloth, tobacco cloth, and bandage cloth (except 44 x 36). (16a) Drill. (13a) Sheeting, coarse, Class A.	Mining, smelting and refining.	AA-2X.
MINE-2.....	Processor (100 yards).	(12) Osnaburg.	Brattice cloth.	AA-2X.
		NATIONAL HOUSING AGENCY		
NHA-1.....	Contractors holding Federal Public Housing Authority contracts (100 yards).	(29) Blanketing, less than 25% wool. (31a) Drapery upholstery and tapestry fabric except cotton velvet, cord and corduroy. (15a) Sheeting, bed, muslin, carded. (23) Ticking. (30b) Toweling, except turkish and terry (including towels and wash cloths). (30a) Toweling, turkish and terry (including towels and wash cloths).	Initial installation in, and maintenance, repair and operating supplies for dormitories, family units and community facility buildings owned and operated by a government agency or government corporation.	AA-3.
		PAPER DIVISION		
PAPR-1.....	Processor (5,000 yards).	(12) Osnaburg. (14a) Sheeting, medium Class C, except Mead's cloth.	Non-selvage tape designed for industrial uses but limited to the following kinds: Carton tape. Corrugated or fiberboard box stay tape.	AA-2X.
PAPR-2.....	Processor (5,000 yards).	(32a) Bag and baling fabric (limited to victory bagging). (18a) Cheesecloth, tobacco cloth and bandage cloth (except 44 x 36). (2) Marquisette. (17c) Print cloth, less than 64 sley. (14a) Sheeting, medium Class C, except Mead's cloth. (18b) Bandage cloth, 38½", 44 x 36, 8.60 yard and pro rata widths. (17f) Window shade cloth.	Moisture-vapor proof wrapping materials (non-oxidizing materials made from impregnated and laminated fabrics).	AA-2X.

PREFERENCE RATING SCHEDULES—Continued

Group	Column I	Column II	Column III	Column IV
		PRINTING AND PUBLISHING DIVISION		
PRIN-1.....	Processor (500 yards).	(18a) Cheesecloth, tobacco cloth and bandage cloth (except 44 x 39). (16a) Drill.	Bookbinding and textbook reinforcing cloth only (not coated). Book lining for books.	AA-3.
PRIN-2.....	Processor (500 yards).	(17c) Print cloth, less than 64 sley. (1d) Tracing cloth.	Map making or bookbinding.	AA-3.
		RUBBER BUREAU		
RUBR-1.....	Processor (500 yards).	(20) Flannel, canton. (12) Osnaburg. (17c) Print cloth, less than 64 sley. (15a) Sheetting, bed, muslin, carded. (14a) Sheetting, medium, Class C, except Mead's cloth. (16c) Twill, carded, exc. filter twill as defined in M-51.	Rubber gloves as defined and limited in Rubber Order R-1, as amended May 20, 1945, Appendix I, Table "B" Code 19-E.	AA-2X.
RUBR-2.....	Processor (5,000 yards).	(1a) Airplane fabric. (1b) Balloon cloth. (18a) Cheesecloth, tobacco cloth, and bandage cloth (except 44 x 39). (25) Corduroy. (16a) Drill. (23) Flannel, canton. (21a) Flannelette, outing. (1c) Lawn. (2) Marquisette. (12) Osnaburg. (32) Other carded yarn fabrics. (6c) Other combed and fine carded fabrics. (17a) Print cloth, 59 sley and higher. (17b) Print cloth 64 and higher, but less than 89 sley. (17c) Print cloth less than 64 sley. (13a) Sheetting, coarse, Class A. (13b) Sheetting, coarse, Class B. (14a) Sheetting, medium, Class C, except Mead's cloth. (14b) Sheetting, Mead's cloth, 40 1/2"-51", 74 x 29, 259-269 yard. (15a) Sheetting, Bed, muslin, carded. (23) Ticking. (16c) Twill, carded, except filter twill, as defined in M-51. (3a) Twill, combed, part combed and fine carded (average yarn finer than 37's).	Pneumatic tires, tire tubes, tire valves, tire flaps, tire retreading, and tire and tube repair materials, bolts, and bolting, hose and tubing, packing and packets, other mechanical rubber goods, wire and cable, and other rubber products as defined under Rubber Order E-1 as amended May 20, 1945 Appendix I, Table B, Code groups Nos. 1, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, (except 12a) 17 (except 17c assemblies), 18 (except 18a, 18b, 18c and 18f) 21, and 22 (except 22f).	AA-2X.
RUBR-3.....	Processor (100 yards).	(18a) Cheesecloth, tobacco cloth, and bandage (except 44 x 39). (23) Flannel, canton. (17a) Print cloth, 59 sley and higher. (17c) Print cloth less than 64 sley. (14b) Sheetting, Mead's cloth. (16c) Twill, carded, except filter twill as defined in M-51.	Surfing tape and plasters as defined in Rubber Order R-1 as amended May 20, 1945, Appendix I, Table B, Group 19A.	AA-2X.
RUBR-4.....	Processor (100 yards).	(17a) Print cloth, 59 sley and higher. (17b) Print cloth, 64 and higher but less than 89 sley. (17c) Print cloth less than 64 sley. (13a) Sheetting, coarse, Class A. (14a) Sheetting, medium, Class C, except Mead's cloth.	Pressure sensitive, friction and other tape as defined in Rubber Order E-1 as amended May 20, 1945, Appendix I, Table B, Groups 12C and 22F.	AA-2X.
RUBR-5.....	User (1,000 yards).	(18a) Cheesecloth, tobacco cloth and bandage cloth (except 44 x 39). (16a) Drill. (12) Osnaburg. (17b) Print cloth, 64 and higher but less than 89 sley. (17c) Print cloth, less than 64 sley. (15a) Sheetting, bed, muslin, carded. (12a) Sheetting, coarse, Class A. (13b) Sheetting, coarse, Class B. (14a) Sheetting, medium, Class C, except Mead's cloth. (16c) Twill, carded, except filter cloth as defined in M-51.	Leaves, wrapper fabric, book leaves, and other operating supplies used in the manufacture of tires, tubes, mechanical rubber goods and other rubber products.	AA-2X.
RUBR-6.....	Processor (1,000 yards).	(16a) Drill. (12) Osnaburg. (17b) Print cloth, 64 and higher but less than 89 sley. (17c) Print cloth, less than 64 sley. (13a) Sheetting, coarse, Class A. (13b) Sheetting, coarse, Class B. (14a) Sheetting, medium, Class C, except Mead's cloth.	Rubber footwear as defined in Rubber Order R-1 as amended May 20, 1945, Appendix I, Table B, Code H.	AA-2X.
RUBR-7.....	Processor (500 yards).	(16a) Drill. (23) Flannel, canton. (12) Osnaburg. (17c) Print cloth, less than 64 sley. (15a) Sheetting, bed, muslin, carded. (13a) Sheetting, coarse, Class A. (13b) Sheetting, coarse, Class B. (14a) Sheetting, medium, Class C, except Mead's cloth.	1. Proofed fabrics (civilian use only) not elsewhere listed in Rubber Order R-1. 2. Flat proof and infants' goods, as defined in Rubber Order R-1, as amended May 20, 1945, Appendix I, Table B, Codes 17C, 18D, and 18F.	AA-3.
		SAFETY AND TECHNICAL EQUIPMENT DIVISION		
SATE-1.....	Processor (500 yards).	(18a) Cheesecloth, tobacco cloth, and bandage cloth (except 44 x 39). (23) Flannel, canton. (21a) Flannelette, outing. (17b) Print cloth, 64 and higher but less than 89 sley. (14a) Sheetting, medium, Class C, except Mead's cloth. (16c) Twill.	Safety equipment. This term means equipment and devices designed specifically to promote safety or to prevent or reduce accidents, injuries or occupational hazards, and is expressly limited to the following articles: 1. Industrial respiratory protective equipment. 2. The following kinds of safety clothing: (a) Safety hats and caps, impact-resistant. (b) Dust, heat, acid and paint spray hoods. (c) Safety sleeves, arm protectors, arm-lets, gloves, mittens, hand pads and finger guards. (d) Safety chin guards, spats, leggings, chaps and kneepads. (e) Safety sweat pads.	AA-2X.

PREFERENCE RATING SCHEDULES—Continued

Group	Column I	Column II	Column III	Column IV
		SAFETY AND TECHNICAL EQUIPMENT DIVISION—CON.	Safety equipment—Continued (9) Powder suits specifically designed for use by workers directly engaged in the manufacture and loading of explosives for sale only to government owned-contractor operated explosive and loading plants. 8. Industrial safety belts, lifo lines, straps and nets.	
SATE-2-----	Processor (zero (0) yards).	(4a) Broadcloth, combed. (23) Canton flannel. (18a) Cheesecloth, tobacco cloth and bandage cloth (except 44 x 36). (6b) Cotton and rayon mixtures, combed or carded. (21a) Flannelette, outing. (25) Moleskin and suede. (17b) Print cloth, 64 and higher but less than 80 sley. (14a) Sheeting, medium, Class C except Mead's cloth. (16c) Twill, carded, except filter twill as defined in M-91. (27) Velveteen and cord.	Surgical and medical supports and orthopedic appliances requiring nonelastic fabrics.	AA-2X.
SATE-3-----	Processor (500 yards).	(23) Canton flannel. (21a) Flannelette, outing. (27) Velveteen and cord.	Corrective spectacle cases.	AA-3.
SATE-4-----	Processor (500 yards).	(27) Velveteen and cord.	Engineering and laboratory instrument cases.	AA-3.
SATE-5-----	Processor (500 yards).	(1d) Tracing cloth.	Engineers' tracing cloth.	AA-2X.
		SERVICE TRADES DIVISION, OFFICE OF CIVILIAN REQUIREMENTS		
SERV-1-----	Processor (200 yards).	(16a) Drill. (23) Flannel, canton. (21a) Flannelette, outing. (13a) Sheeting, coarse Class A.	Manufacture of commercial laundry and dry cleaning equipment.	AA-3.
SERV-2-----	Processor (200 yards).	(23) Canton flannel. (13a) Sheeting, coarse, Class A.	Manufacture of ink pads for duplicating machines.	AA-3.
STRA-1-----	User (500 yards).	(16a) Drill. (21b) Napped fabrics, except outing and canton flannel, moleskin and suede. (16c) Sateen. (15a) Sheeting, bed, muslin, carded (64" gray width only). (13a) Sheeting, coarse, Class A. (14a) Sheeting, medium, Class C, except Mead's cloth.	Laundry and dry cleaners operating supplies (not including clothing).	AA-3.
STRA-2-----	Merchant, limited to wholesalers (zero (0) yards).	(31a) Drapery, upholstery and tapestry fabric, except cotton velveteen, cord and corduroy (limited to Items 150, 161 and 152, WPE-653B).	Reupholstering and repairing of furniture.	AA-3.
STRA-3-----	Processor (500 yards).	(17b) Print cloth, 64 and higher but less than 80 sley----- (17c) Print cloth, less than 64 sley.	Laundry and dry cleaning tags and tags and labels required by law.	AA-3.
		TEXTILE, CLOTHING AND LEATHER BUREAU		
TEXT-1-----	Processor (5,000 yards).	(18a) Cheesecloth, tobacco cloth and bandage cloth (except 44 x 36). (16a) Drill. (23) Flannel, canton. (21a) Flannelette, outing, supply. (1c) Lawn. (25) Moleskin and suede. (21b) Napped fabric except outing and canton flannel and moleskin and suede. (17c) Print cloth, less than 64 sley. (17b) Print cloth, 64 and higher but less than 80 sley. (14a) Sheeting, medium Class C, except Mead's cloth. (14c) Sheeting, soft filled. (18b) Bandage cloth, 33 1/2", 44 x 36, 8.00 yard and pro rata widths. (16c) Twill, carded, except filter twill as defined in M-91. (27) Velveteen and cord.	Surgical gauze bandage and dressings, except fabrics to be coated.	AA-2X.
TEXT-2-----	Processor (10,000 yards). Combiner (zero (0) yards). (a combiner means any person or persons engaged in the business of laminating cotton fabrics to other materials [leather and/or fabric] by means of adhesive on machinery owned or operated by him).	(26) Corduroy lighter than 12 ounces). (16a) Drill. (12) Osaburg. (17b) Print cloth, 64 but less than 80 sley. (14a) Sheeting, medium, Class C, except Mead's cloth. (14c) Sheeting, soft filled. (16c) Twill, carded, except filter twill as defined in M-91. (27) Velveteen and cord.	Footwear as defined and limited in Conservation Order M-217, but excluding rubber footwear as defined in Rubber Order R-1.	AA-2X for rationed footwear only; AA-3 for nonrationed footwear.
TEXT-3-----	Processor (500 yards). Merchant (1,000 yards).	(18a) Cheesecloth, tobacco cloth, and bandage cloth (except 44 x 36). (32a) Diaper cloth, birdseye. (17c) Diaper cloth, gauze. (21a) Flannelette, outing. (14c) Sheeting, soft filled.	Diapers or finished diaper cloth packaged for consumer distribution.	AA-3.
TEXT-4-----	Processor (5,000 yards).	(18a) Cheesecloth, tobacco cloth, and bandage cloth (except 44 x 36).	Sanitary napkins.	AA-3.
TEXT-5-----	Processor (1,000 yards).	(16a) Drill. (32f) Leno cloth (not marquisette). (13b) Sheeting, coarse, Class B. (28) Ticking.	Horse Collars and pads.	AA-3.
TEXT-6-----	Processor (1,000 yards).	(16a) Drill. (12) Osaburg. (17c) Print cloth less than 64 sley. (14a) Sheeting, medium, Class C, except Mead's cloth.	Horse and cow blankets.	AA-3.

PREFERENCE RATING SCHEDULES—Continued

Group	Column I	Column II	Column III	Column IV
TEXT-7-----	Processor (500 yards)-----	TEXTILE, CLOTHING AND LEATHER BUREAU—continued (32b) Bunting, flag. (17c) Print cloth, less than 64 sley.	Flags (official flags of governmental units (including foreign countries), religious, signal and service flags only).	AA-3.
TOOL-1-----	Processor (5,000 yards).	TOOLS DIVISION (16a) Drill. (23) Flannel, canton. (17c) Print cloth, less than 64 sley. (13a) Sheeting, coarse, Class A. (13b) Sheeting, coarse, Class B. (14a) Sheeting, medium, Class C, except Mead's cloth. (14c) Sheeting, soft filled. (17a) Print cloth, 80 sley and higher. (17b) Print cloth, 64 and higher but less than 80 sley.	Buffing wheels or buffs.	AA-2X.
TOOL-2-----	Processor (5,000 yards).	(16a) Drill. (16d) Jean. (17b) Print cloth, 64 sley, but less than 80 sley. (16c) Twill, carded, except filter twill as defined in M-91.	Abrasive coated products. Deck tread safety walk.	AA-2X.
TRAN-1-----	Processor (1,000 yards) User (1,000 yards)	TRANSPORTATION EQUIPMENT DIVISION (29) Blankets, less than 25% wool. (32b) Bunting, flag. (18a) Cheesecloth, tobacco cloth, and bandage cloth (except 44 x 38). (16a) Drill. (12) Osanburg. (17c) Print cloth, less than 64 sley. (15a) Sheeting, bed, muslin, carded. (13a) Sheeting, coarse, Class A. (13b) Sheeting, coarse, Class B. (14a) Sheeting, medium, Class C, except Mead's cloth. (31b) Table damask. (28) Tickling. (30b) Toweling, except Turkish and Terry (including towels and wash cloths). (16c) Twill, carded, except filter twill as defined in M-91.	1. Maintenance, repair and operating supplies for railroads, bridges and transit companies (not including clothing). 2. Manufacture and repair of transit vehicles, railroad cars and other railroad equipment.	AA-2X.
WFA-1-----	Processor (500 yards). Merchant (1,000 yards) but only when he buys fabric in the gray state for resale in the gray state.	WAR FOOD ADMINISTRATION (32a) Bag and baling fabrics, special types. (18a) Cheesecloth tobacco cloth, and bandage cloth (except 44 x 38). (16a) Drill. (21a) Flannelette, outing. (12) Osanburg. (17b) Print cloth, 64 but less than 80 sley. (17c) Print cloth, less than 64 sley. (15a) Sheeting, bed, muslin, carded. (13a) Sheeting, coarse, Class A. (13b) Sheeting, coarse, Class B. (14a) Sheeting, medium, Class C, except Mead's cloth. (14c) Sheeting, soft filled. (16c) Twill, carded except filter twill as defined in M-91.	Agricultural and food processing articles but expressly limited to the following: 1. Breeders for poultry. 2. Cheese bandages and cloths. 3. Collector sheets for milk drying. 4. Crop pick cloths. 5. Filter and press cloths essential to the processing of milk, vegetables, vegetable oils and grains, fruits, essential oils, sugar, honey and animal products. 6. Horticulture and Apiculture supplies. 7. Incubators for poultry. 8. Meat packers' supplies. 9. Pick sheets. 10. Seed bed cloth. 11. Tobacco shade cloth. (NOTE: No rating may be used under this group to get a fabric to be made into wearing apparel or household furnishing or for any agricultural or food processing use other than one listed above.)	AA-2X.
WFA-2-----	Processor (500 yards). Merchant (1,000 yards) but only when he buys fabric in the gray state for resale in the gray state.	(18b) Bandage cloth, 28½" 44 x 38, 8.60 yard and pro rata widths.	1. Seed bed cloth. 2. Cheese bandages and cloths.	AA-2X.

DISTRIBUTION SCHEDULES 1 AND 2

The obligations in Columns III, IV and V of Distribution Schedules 1 and 2 are to be calculated from the first day of July, 1945, and from the first day of each later quarter.

(a) Column I indicates the corresponding item numbers of the various cotton fabrics in these schedules as each appears on Form WPB-658-C (6/27/45) for Fine Cotton Goods and Form WPB-658-B (6/27/45) for Carded Gray Goods, Colored Yarn and Napped Fabrics and Specialties.

(b) Column II shows the cotton fabrics covered by these schedules.

(c) Column III shows the percentage of the producer's current calendar quarterly production which must be delivered by him to fill rated export orders for cotton fabrics placed by the Treasury Department, Procurement Division. Deliveries of cotton fabrics, however, may be made to garment manufacturers holding rated Treasury Department Procurement contracts for incorporation only into clothing for delivery on Treasury Procurement export orders, in which cases the fabrics so delivered may be credited to

the Column III obligation. Such deliveries must be reported promptly to the Treasury Department, Procurement Division, 59 Church Street, New York, N. Y. Offerings of cotton fabrics to the extent of this Column III obligation should be made directly to the Treasury Department, Procurement Division, at the above address, as early as possible. If Treasury Procurement rejects an offering or does not accept it within 45 days from the date it is made, the producer must add to his Column IV obligation (other rated export orders) as much of his Column III obligation as is unfilled because of rejection or nonacceptance of offerings made to Treasury Procurement.

(d) Column IV shows the percentage of the producer's current calendar quarterly production which must be delivered by him to fill rated export orders for cotton fabrics placed by persons other than Treasury Procurement. Deliveries of cotton fabrics, however, may be made on rated orders of garment manufacturers for incorporation into clothing only for delivery on rated export orders placed by persons other than Treasury Procurement, and fabrics so delivered may be

credited to the Column IV obligation. Except for clothing in the above case, exports of cotton fabrics in piece goods form only may be credited to this obligation. For example, delivery of cotton fabrics to a coater to fill a rated export order for coated fabrics may not be credited to the Column III or Column IV obligation. This Column IV obligation may be increased by Treasury Procurement's rejections or nonacceptance of offerings, as explained above in paragraph (c) of this caption.

(e) (1) Only deliveries on purchase orders placed in accordance with paragraph (d) (1) of Order M-317 may be credited toward the obligations of Column III and Column IV. Until the obligations of Columns III and IV are fulfilled, all AA-5 purchase orders given in conformity with such procedures must be treated by the producer as if they were rated AA-3. When these obligations are fulfilled (the obligation of Column IV being subject to increase as explained above in paragraph (c) of this caption), the producer is not required to accept any additional export orders from Treasury Procurement or anyone else, regardless of the provisions of Priorities Regulation 1.

(2) Export by or for the United States Army, Navy, Maritime Commission, War Shipping Administration (including U. S. Army and Marine Corps Post Exchanges, U. S. Navy and Coast Guard Ships' Service Departments, and War Shipping Administration Training Organizations Ships' Service Activities), and the American Red Cross may not be credited toward these obligations.

(3) In calculating the export obligation contained in Distribution Schedule I (Fine Cotton Goods) the producer shall eliminate his production of cotton fabrics wider than 42 1/2". However, if he receives a rated export order for these goods, he must treat it as a rated order to the extent of his obligation and the delivery shall be credited toward his

export obligation relating to narrow goods within the same reference number.

(f) Column V shows the percentage of the producer's current calendar quarterly production which must be delivered by him against all rated orders (including those specified in Columns III and IV). The producer, however, is not relieved from the necessity of accepting and filling additional rated orders in accordance with Priorities Regulation 1, except to the extent provided in paragraph (e) (1) above for export orders. However, where the percentage in Column V amounts to 100, unless otherwise specified, seconds, shorts, remnants and rags, which are produced in the normal course of manu-

facture may be disposed of without regard to this provision to the extent that rated orders are not offered.

(g) (1) Column VI contains special provisions concerning the use and delivery of particular fabrics. Unless otherwise specified, the provisions of this Column apply to cotton fabrics in piece goods form only, not including seconds, shorts, remnants or rags.

(2) Unless otherwise specified, the provisions of Column VI apply only to producers as defined in Order M-317. Where a provision in Column VI requires a purchaser to furnish a certificate, no person giving such a certificate may use or deliver the cotton fabrics he buys contrary to his certificate.

NOTE: Distribution Schedules 1 and 2 amended September 5, 1945.

DISTRIBUTION SCHEDULE 1—FINE COTTON GOODS

Ref. No.	Column I	Column II	Column III	Column IV	Column V	Column VI
1	10, 11	Broadcloths, combed:	3	5	8	{ 5% of total quarterly production may be delivered only to fill rated export orders to Canada. This is included in the percentage obligation in Column IV.
2	12	37" 128 x 68 and 136 x 60.	0	8	8	
		All other constructions				
3	13	Dimities	0	5	5	
4	16, 17	Fancy handkerchief fabrics	0	0	0	
5	19 through 21, 23, 25	Lawns	2	4	6	
6	22	Lawns:				
		40" 96 x 100, 4.00-4.15	0	0	0	
7	26	All other combed and part combed lawns	0	15	15	
8	27	All carded lawns	0	11	11	
9	28, 29, 30	Marquisettes:				
		Combed and part combed	2	11	13	
10	31	All carded	5	10	15	
11	35	Oxfords (except U. S. Army 6-341)	1	2	3	
12	36	Piques	0	5	5	
13	37	Pongees	0	0	0	
14	39, 40	Poplins, combed (except wind resistant, Type II, U. S. Army 6-321A).	0	10	10	
	42	Sateens:				
		Combed and part combed (except wind resistant 9 oz., U. S. Army 6-337)	0	5	5	
		Carded (average yarn finer than 35s):				
15	43	Narrow (under 42")	0	9	9	
16	44	Wide (42" and wider)	0	0	0	
17	45	Sheetings, combed, including bed sheetings	0	0	0	
18	46	Shirtings, combed, jacquard gray dobby and colored yarn	2	9	11	
19	54	Albert twills	0	0	0	
20	55	Gabardines, combed	0	10	10	
21	56	All other combed twills except those specified in Reference No. 28.	2	2	4	
22	57	Twills, carded (average yarn finer than 35s).	0	5	5	
23	58	Tracing cloth	0	0	0	
24	59	Typewriter ribbon cloth	0	0	0	
25	60	Vollies	0	10	10	
26	61, 62, and 161 on Form WPB 658-B.	Cotton and rayon fabrics, 50% or more cotton	1	4	5	
27	63	All other combed, part combed and fine carded fabrics (average yarn finer than 35s).	0	4	4	
28	1 through 9, 14, 15, 32, 33, 34, 35, 38, 41, 47, 48, 49, 51 through 53, 56.	Airplane fabrics and balloon cloth; combed ducks; escape boat cloth; insect netting (PQD-260); flat utility fabric, types 1 and 4 (PQD-444); oxfords (U. S. Army 6-341) wind resistant poplin, type II (U. S. Army 321A); wind resistant sateen, 9 oz. (U. S. Army 6-337); Army 6 oz. shirting twill (U. S. Army 6-311); Army 8.2 oz. uniform twill (U. S. Army 6-201b); Navy twills (U. S. Navy 27T2a, types A & B); and Marine Corps twills (Marine Corps Specifications).	0	0	0	

DISTRIBUTION SCHEDULE 2—CARDED GRAY GOODS, COLORED YARN AND NAPPED FABRICS AND SPECIALTIES

		Shedding and Allied Coarse and Medium Yarn Fabrics (approximately 6s to 27s)				
29	1, 6	Osnaburgs	1	4	100	{ 3% of total quarterly production for Reference No. 29 and 1% for Reference No. 30 may be delivered only to fill rated export orders for Canada. These are included in the percentage obligations in Column IV.
30	2, 6	Osnaburgs	1	1	100	
30a	7, 8	Osnaburgs	1	2	100	
31	3, 4	Osnaburgs	0	0	100	
32	9	Leno bag fabrics	0	0	100	
33	10	Special bag fabrics	0	0	100	
34	11	Bale coverings (for cotton cloth, etc.)	0	0	0	
		Class B Sheetings:				
25	22	40" 48 x 40, 3.75 yd	0	3	100	
26	23	37" 48 x 40, 4.00 yd	0	6	100	
27	24	38" 48 x 44, 4.11 yd	0	0	100	
28	25	31" 48 x 44, 5.00 yd	0	2	100	
33	26	32" 38 to 40 x 38 to 40, 6.25 yd	0	0	100	
40	24	40" 44 x 40, 4.25 yd	21	19	100	May be exported only to Canada, except for prison made 31" 5 yd sheeting.
						6% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.

DISTRIBUTION SCHEDULE 2—CARDED GRAY GOODS, COLORED YARN AND NAVY FABRICS AND SPECIALTIES—Continued

Ref. No.	Column I	Column II	Column III	Column IV	Column V	Column VI
		<i>Sheeting and Allied Coarse and Medium Yarn Fabrics (approximately 23 to 37s)—Continued</i>				
41	14 through 21, 26 through 29.	All other Class A and all other Class B sheetings, except item 20, 72", 81" and 90" laundry sheeting.	10	13	169	3% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
41a	20.	Class A Sheetings: 72", 81" and 90" laundry sheetings.	0	0	0	
42	36.	Class C Sheetings: 40" 50 x 48, 4.30 yd.	0	0	0	
43	34.	40" 64 x 64, 3.15 yd.	0	0	0	
44	35.	40" 60 x 60, 3.60 yd.	0	0	0	
45	30, 38 and 37 through 39.	36" 64 x 64, 3.50 yd.; 38" 44 x 40, 4.0 yd.; 40" 40 x 40, 6.15 yd.; 40" 44 x 40, 5.70 yd.; 40" 36 x 40, 5.15 yd.; and pro rata widths to items 30 through 39 under 42".	15	27	42	6% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
46	40.	Pro rata widths to items 30 thru 39, 42" and wider.	0	0	0	
47	31, 32, and 41.	36" 60 x 62, 56 x 56, 4.00 yd.; 38" 48 x 40, 44 x 40, 5.50 yd.; all other Class C constructions under 42".	14	23	43	6% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
48	42.	All other Class C constructions 42" and wider.	5	8	13	
49	43, 44, 45.	Bandoleer and Navy mattress cover fabrics and wide sheeting (PQD-347A).	0	0	0	
		<i>Bed sheetings and allied fabrics</i>				
50	46.	Carded percale bed sheeting.	0	0	0	
50a	47.	Muslin bed sheetings:				
51	48, 49.	Sley of more than 64.	2	6	8	3% of total quarterly production for Reference No. 50a and 1% of Reference No. 51 may be delivered only to fill rated export orders for Canada. These are included in the percentage obligations in Column IV.
		64 sley and sley of less than 64.	3	5	8	
52	50.	Pillow tubings.	0	0	0	
53	50.	Industrial tubings.	0	0	0	
54	51.	Carded poplins (sheeting yarns).	0	8	8	3% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
		<i>Drills, Twills and Satens</i>				
		<i>Herringbone twills:</i>				
55	52.	Army, 8.5 oz. (U. S. Army G-231).	0	0	0	
56	53.	Marine Corps, 9 oz. (Marine Corp Specification).	0	0	0	
56a	54.	Other 3-leaf herringbone twills.	0	0	0	
57	55 thru 58.	<i>Drills:</i>				
		30" high and low count, 2.50 yard.	0	0	0	
		37 1/2" 2 yard (U. S. Army G-247B, Class A).	0	0	0	
57a	59, 60.	38 1/2" 1.50-2.00 yard.	0	0	0	
		32" 72-76 x 48, 2.03 yd. and pro rata widths.	0	0	0	
58	59, 60.	All other drills, except 32" 72-76 x 48, 2.53 yd. and pro rata widths.	7	14	21	3% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligations of Column IV.
59	61.	Jeans.	0	0	0	
60	62.	3-leaf pocketing twills, 39", 2.53 or 3.00 yard (Sheeting yarn).	0	0	0	
61	63.	3-leaf silesia twills (Sheeting yarn).	0	0	0	
62	64.	4-leaf Army 8.2 oz. carded uniform twill, Type IV.	0	0	0	
63	65.	4-leaf tent twill (U. S. Army specifications).	0	0	0	
64	66.	Navy twills carded (Spec. 2T2C, Type O).	0	0	0	
		<i>All other 4-leaf twills:</i>				
65	67.	32" in width and narrower.	3	12	15	
65a	68.	Over 32" but less than 42".	8	12	20	
66	69 and 70.	42" and wider.	0	0	0	
67	71.	<i>Sateens, warp and filling:</i>				
		Narrow, under 42".	0	10	19	5% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
68	72.	Wide, 42" and wider.	0	0	0	
69	73.	All other carded twills and sateens.	5	15	20	
70	74.	Gabardine carded.	0	19	19	
71	75.	Birdseye diaper cloth.	0	0	0	
		<i>Print Cloth Yarn Fabrics (approx. 28s to 42s)</i>				
72	76.	Window shade cloth, except 38 1/2", 50 x 44, 6.85 yard.	0	0	0	
72a	76.	Window shade cloth, 38 1/2", 50 x 44, 6.85 yard.	0	0	0	
		<i>Plain print cloths:</i>				
73	77, 83, 84.	80 sley and higher.	0	0	0	
74	78.	39", 63 x 72, 4.75 yard and pro rata widths.	0	0	0	
75	78.	39", 63 x 64, 4.85 yard and pro rata widths.	4	0	19	3% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
76	79, 81.	38 1/2", 64 x 56, 5.50 yard and pro rata widths, 39" and wider.	4	7	11	4% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
77	80.	38 1/2", 64 x 60, 5.35 yard and pro rata widths.	4	6	12	4% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
78	81.	Pro rata widths to 5.50 yard under 39".	0	0	0	
79	82.	38 1/2", 60 x 48, 6.25 yard and pro rata widths.	4	11	15	4% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
80	83.	All other plain print cloths less than 80 sley, under 39".	4	8	12	
81	85.	All other plain print cloths less than 80 sley, 39" and wider.	0	14	29	

DISTRIBUTION SCHEDULE 2—CARDED GRAY GOODS, COLORED YARN AND NAPPED FABRICS AND SPECIALTIES—Continued

Ref. No.	Column I	Column II	Column III	Column IV	Column V	Column VI
		<i>Print Cloth Yarn Fabrics (approx. 28s to 42s)—Continued</i>				
		Fancy print cloths:				
82	86.....	Pajamas checks.....	0	0	0	
83	87.....	Gauze diaper cloth.....	0	0	0	
84	88.....	All other fancy print cloths.....	6	14	20	
		Bandage cloth, tobacco cloth and cheese-cloth:				
85	89.....	38 1/2", 44 x 36, 8.50-8.60 and pro rata widths under 42".....	0	0	0	
86	89, 90.....	38 1/2", 44 x 36, 8.50-8.60 yard and pro rata widths, 42" and wider.....	0	0	0	
87	91.....	20 x 12 all widths.....	2	8	10	
88	92.....	17 to 18 sley x 12 to 14 pick, all widths.....	0	0	0	
89	90 and 93.....	All other constructions including bandage cloth 99 to 72 threads per square inch.....	2	8	10	
90	94 through 97.....	Broadcloth, carded, plain and fancy.....	4	9	13	3% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
91	98.....	Poplin, carded, plain and fancy (print cloth yarns).....	4	8	12	3% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
92	99.....	3-leaf twills (print cloth yarns).....	4	6	10	
		<i>Colored yarn fabrics*</i>				
		Denims, clothing (basis 28" width):				
93	100 through 103.....	2.45 yard and heavier.....	2	2	4	
94	104 through 106.....	3.00 yard and lighter.....	2	8	10	
95	108.....	Pinstripes, pinchecks, hickory stripes, etc.....	16	14	20	
96	109 through 112.....	Cottonade and suiting coverts.....	10	15	25	
97	113.....	Whipcords and bedford cords.....	0	20	20	
98	114.....	Ginghams.....	4	26	30	
99	115, 116.....	Seersuckers.....	4	26	30	
		Suitings woven with colored yarn:				
100	117, 118.....	All cotton.....	0	25	25	
101	119.....	Cotton and rayon (51% or more cotton) checks and plaids.....	0	25	25	
102	120.....	Cotton and rayon (51% or more cotton) all other.....	0	20	30	
103	121 through 123.....	Shirting coverts.....	5	25	30	
		Chambrays and colored yarn shirtings:				
104	124.....	38" 3.90 yard.....	0	0	0	
105	125.....	All other chambrays and shirtings.....	8	17	25	
106	126.....	Bed ticking.....	6	15	21	
		<i>Towels, toweling and dishcloths</i>				
107	127.....	Turkish and terry woven.....	0	0	0	
108	128.....	Huck, damask and jacquard woven, other than terry.....	2	3	5	
109	129.....	Dishtowels and other twill and plain woven towels (including all cotton, part linen and part rayon).....	1	4	5	
110	130.....	Dishcloths.....	0	0	0	
		<i>Napped fabrics</i>				
111	131.....	Outing flannels.....	5	10	15	8% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
112	132, 133.....	Work shirt flannels.....	4	21	25	
113	134.....	Canton flannels.....	0	0	100	85% of total quarterly production may be delivered only to a person who certifies in writing that these fabrics will be used to make work gloves or that they will be delivered only to a person who makes this same certification.
114	136.....	Interlining flannels.....	0	0	0	
115	137.....	Moleskins and suedes.....	0	16	10	12% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
116	135.....	Gunpatch flannel.....	0	0	0	
117	138.....	All other napped fabrics except blankets.....	5	10	15	4% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
		<i>Soft-filled sheetings for napping:</i>				
118	12.....	Under 42".....	9	16	25	
119	13.....	42" and wider.....	0	0	0	
		<i>Blankets and blanketing:</i>				
120	139.....	Crib.....	0	0	0	
121	140.....	Other than crib, all cotton.....	10	15	25	3% of total quarterly production may be delivered only to fill rated export orders for Canada. This is included in the percentage obligation in Column IV.
122	141, 142.....	Other than crib, part cotton (less than 25% wool).....	4	6	10	
		<i>Other woven cotton fabrics and specialties</i>				
		<i>Corduroys (including combed):</i>				
123	153.....	Men's wear weights, 36" 12 to 13 oz. thicksets.....	0	4	4	
124	155, 157.....	All other corduroys.....	0	4	4	
125	145, 149.....	Bedspread fabrics, woven style.....	0	0	0	
126	147, 148.....	Curtain fabrics, other than marquisettes.....	0	0	0	
127	149.....	Flag bunting.....	0	0	0	
128	150 through 152.....	Drapery, upholstery and tapestry fabrics.....	0	0	0	
129	154.....	Automobile seatcover fabrics.....	0	0	0	
130	153.....	Luggage fabrics.....	0	0	0	
131	153, 159.....	Velvets, velveteens, plushes and other pile fabric.....	0	4	4	
132	160.....	Table damask, covers, cloths and napkins.....	0	0	0	
132a	161.....	Combination carded cotton and rayon fabrics, 50% or more cotton.....	1	4	5	
133	162.....	Industrial wiping fabrics and cloths.....	0	0	0	
134	163.....	All other carded woven fabrics.....	4	11	15	

PART 1010—SUSPENSION ORDERS
[Suspension Order S-861, Modification]

CHARLTON PUBLISHING CORP.

Charlton Publishing Corporation of Derby, Connecticut, engaged in the business of song magazines, was suspended on July 26, 1945, by Suspension Order No. S-861. It appealed from the provisions of the suspension order on August 25, 1945. The appeal has been considered by the Chief Compliance Commissioner who has concluded that the present suspension order might permanently affect the business of the respondent in a manner unforseen.

In view of the foregoing, it is hereby ordered, that: § 1010.861 *Suspension Order No. S-861*, issued July 26, 1945 be and hereby is modified by substituting the following paragraph (a) for the present paragraph (a):

(a) Charlton Publishing Corporation, its successors or assigns, shall not use or cause to be used any newsprint unless otherwise specifically authorized in writing by the War Production Board.

Issued this 5th day of September 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-16582; Filed, Sept. 5, 1945;
4:38 p. m.]

**Chapter XI—Office of Price
Administration**

PART 1404—RATIONING OF FOOTWEAR
[RO 6A, Revocation]

**MEN'S RUBBER BOOTS AND RUBBER WORK
SHOES**

Subject to section 5.1 of General Ration Order 8, Ration Order 6A (Men's Rubber Boots and Rubber Work Shoes) and all Office of Price Administration revocation or suspension orders, to the extent that they relate to rubber footwear, are revoked.

This order of revocation shall become effective at 12:01 a. m. September 5, 1945.

Issued this 5th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16566; Filed, Sept. 5, 1945;
4:34 p. m.]

PART 1312—PRIMARY FOREST PRODUCTS
[MPR 533-1, Amdt. 3]

CENTRAL LOGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 533-1 is hereby amended in the following respects:

1. In section 1, the words "and the entire State of Iowa" are added at the end of paragraph (a).

19 F.R. 5233, 5914, 6108, 14835.

2. In section 13, the words "Iowa. The entire State." are added at the end of paragraph (a).

This amendment shall become effective September 11, 1945.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16632; Filed, Sept. 6, 1945;
11:33 a. m.]

PART 1346—BUILDING MATERIALS

[2d Rev. MPR 236, Amdt. 1]

**SPECIAL COMBINATION CONVERSION GRATE
UNITS**

A statement of the consideration involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

2d Revised Maximum Price Regulation 236 is amended in the following respect: Section 3 (a) is amended to read as follows:

(a) *General Maximum Price Regulation and Maximum Price Regulation No. 591.* Maximum prices for conversion and repair parts defined as "the metal parts necessary to convert an oil-fired heating boiler other than an industrial or marine boiler, and make it ready for use for hand-fired solid fuels," consisting of "grate assemblies and parts," "grate supports," "shaker handles," "ash-pit doors and frames," "domestic type poker, ash hoe, and clinker tongs," and "smoke hood with check control," formerly subject to Revised Maximum Price Regulation 236, shall be subject to the provisions of Maximum Price Regulation No. 591 when sold by manufacturers, and the General Maximum Price Regulation for sales at all other levels of distribution.

This amendment shall become effective September 11, 1945.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16628; Filed, Sept. 6, 1945;
11:33 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 272, Amdt. 6]

CAST-IRON BOILERS AND CAST-IRON RADIATION

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 272 is amended in the following respects:

1. Section 1346.252 is amended to read as follows:

§ 1346.252 *General Maximum Price Regulation.* The provisions of the General Maximum Price Regulation are superseded by this Maximum Price Regulation 272 with respect to sales or deliveries of cast-iron boilers and cast-iron radiation for which maximum prices are in

effect pursuant to this Maximum Price Regulation 272.

2. Section 1346.268 (a) (5) is amended to read as follows:

(5) *New models or types.* The maximum sheet price for any model or type of cast-iron boiler or cast-iron radiation not set forth in Section 1346.268 (d) and (e) and for which no sheet price was established by this regulation shall be determined in accordance with the provisions of Section 6, and sections therein referred to, of Maximum Price Regulation No. 591.

This Amendment No. 6 shall become effective September 11, 1945.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16523; Filed, Sept. 6, 1945;
11:33 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 317, Amdt. 4]

LOCKS AND LOCK SETS

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 317 is amended in the following respects:

1. Section 1346.351 (e) is deleted.
2. Section 1346.354 (c) is deleted.
3. Section 1346.357a (f) is deleted.
4. Section 1346.357d (c) is deleted.
5. A new § 1346.354a is added to read as follows:

§ 1346.354a *Manufacturers' maximum prices for any lock or lock set not listed in any appendix of this regulation.* The manufacturer's maximum prices for sales of any lock or lock set for which a maximum price is not set forth in any appendix of this regulation and which differs in size, type, materials, or combination of component parts or trim, in whole or in part, from locks and lock sets listed in any appendix of this regulation shall be determined in accordance with the provisions of section 6, and sections therein referred to, of Maximum Price Regulation No. 591.

This amendment shall become effective September 11, 1945.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16630; Filed, Sept. 6, 1945;
11:33 a. m.]

PART 1346—BUILDING MATERIALS

[RPS 40, Amdt. 5]

**BUILDERS' HARDWARE AND INSECT SCREEN
CLOTH**

The statement of considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 40 is amended in the following respect:

Section 1346.1 (b) (3) is amended to read as follows:

(3) The maximum price for models or types of builders' hardware or insect screen cloth which cannot be priced in accordance with subparagraph (1) and (2) above, shall be determined in accordance with the provisions of Section 6 and sections therein referred to, of Maximum Price Regulation 591.

Every manufacturer required to establish a maximum price under the provisions of this subparagraph (3) shall notify each purchaser, in writing, at or before the time of the issuance of the first invoice, of the maximum prices so established.

This amendment shall become effective September 11, 1945.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16626; Filed, Sept. 6, 1945; 11:33 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 7]

GENERAL PRICING PROVISIONS FOR CERTAIN GRAINS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Food Products Regulation No. 2 is amended in the following respects:

1. The last sentence in subparagraph (1) of paragraph (d) of section 2.3 is amended by deleting the phrase "and for wheat, No. 1 wheat of its sub-class" appearing at the end thereof.

2. The phrase "or 1½ cents per bushel if wheat" is deleted from section 2.5 (a) (1).

3. The phrase "or 2¼ cents per bushel if wheat" is deleted from section 2.5 (a) (2).

4. The phrase "or 3 cents per bushel if wheat" is deleted from section 2.5 (a) (3).

5. Section 2.5 (a) (4) is amended to read as follows:

(4) The markups provided in subparagraphs (1), (2), and (3) are not cumulative.

6. The phrase "or ¾ cent per bushel if wheat" is deleted from section 2.5 (b) (1).

7. The phrase "or 1½ cents per bushel if wheat" is deleted from section 2.5 (b) (2).

8. The phrase "or 2¼ cents per bushel if wheat" is deleted from section 2.5 (b) (3).

9. Section 2.5 (b) (4) is amended to read as follows:

(4) The markups provided in subparagraphs (1), (2), and (3) are not cumulative.

10. The second sentence of section 2.7 (a) is amended to read as follows: "This would apply, for example, to sales of seed grains which are exempted, and to sales of malting barley and the like for which a premium may be charged under the applicable supplement."

11. The reference to "wheat . . . 60" is deleted from section 3.1 (a) (2).

12. The word "Wheat" is deleted from section 3.1 (a) (3).

13. The figures "378" in section 4.3 (a) are changed to "585".

This amendment shall become effective September 11, 1945.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

Approved: August 30, 1945.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 45-16624; Filed, Sept. 6, 1945; 11:32 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 3, Amdt. 1 to Supp. 8]

WET CORN MILLING BY-PRODUCTS FOR ANIMAL AND POULTRY FEEDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplement No. 8 to Food Products Regulation No. 2 is amended in the following respects:

1. The last sentence of the second paragraph of section 4 (b) is amended to read as follows: "These by-products include but are not limited to corn gluten feed, corn gluten meal and corn oil cake as each is defined in the 1943 issue of the official publication of the Association of American Feed Control Officials."

2. The table contained in section 6 (a) (1) (i) is amended by deleting the words "corn germ meal" and the figures "40.00" which appear opposite it.

This amendment shall become effective September 11, 1945.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

Approved: August 30, 1945.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 45-16625; Filed, Sept. 6, 1945; 11:32 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 502, Amdt. 3]

POPCORN

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 502 is amended in the following respects:

1. Section 12 (b) is amended to read as follows:

(b) *Sales from warehouses.* Commercial processors' maximum prices, for commercially processed shelled popcorn in bulk, on sales from a warehouse located as specified below delivered direct to a retailer or manufacturing retailer of popcorn products shall be as follows:

Per 100 pounds

net weight

White hull-less... \$10.25 plus transportation cost from processor's plant to warehouse.

Other than white hull-less... \$9.65 plus transportation cost from processor's plant to warehouse.

(These prices include all costs for delivery to the purchaser's customary receiving point.)

The processor may charge the prices in section 12 (b) only on sales in bulk of processed shelled popcorn actually warehoused by him in a locality more than 100 miles from his processing plant and only if such processor, prior to December 24, 1943, maintained supplies of popcorn in a warehouse in that locality and made sales from it direct to retailers or to manufacturing retailers of popcorn products.

2. A new section 12a is added to read as follows:

SEC. 12a. *Sales of 500 pounds or less.* To the prices set forth in section 11 and section 12 (a), 50 cents per hundred pounds may be added on sales in quantities of 500 pounds or less.

3. A new section 19 is added to read as follows:

SEC. 19. *Payment of brokers and field agents.* (a) In accordance with existing trade customs, the broker taking part in a sale shall be considered as the agent of the seller and not the agent of the buyer. In any case, the amount paid by the buyer to the broker plus the amount paid by the buyer to the seller shall not exceed the seller's maximum price plus allowable transportation actually paid by the seller or by the broker. The term "broker" does not include a field agent.

(b) Any field agent or field representative performing the functions of contracting popcorn acreage and servicing, buying, receiving and shipping the unshelled or shelled popcorn for the account of a processor will be considered the agent of the processor. The maximum price which may be paid to a field agent for such services shall not exceed 25¢ for each 100 pounds or unshelled or shelled popcorn delivered.

This amendment shall become effective September 5, 1945.

Issued this 5th day of September 1945.

CHESTER BOWLES,
Administrator.

Approved: September 1, 1945.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 45-16665; Filed, Sept. 5, 1945; 4:34 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Control Order 1, Amdt. 21]

LIVESTOCK SLAUGHTER AND MEAT DISTRIBUTION

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Control Order 1 is amended in the following respects:

1. Section 12 is amended to read as follows:

SEC. 12. Quotas of Class 2 slaughterers may be increased by transfers of meat to designated persons. (a) The quota of a Class 2 slaughterer shall be increased to the extent to which he sells or transfers meat resulting from his slaughter of livestock, or from custom slaughter of livestock for him, to any of the following agencies or persons, if he complies with the provisions of paragraph (b) of this section:

(1) The Army, Navy, Marine Corps, or Coast Guard of the United States (excluding post exchanges, ships' service departments, sales commissaries, and similar organizations);

(2) The Department of Agriculture;

(3) The War Shipping Administration;

(4) The Veterans Administration; and

(5) Contract schools as defined in War Food Order No. 73, and ship suppliers, as defined in War Food Order 74, when acquiring meat in accordance with the provisions of these orders;

(6) Any person who is under contract to sell or transfer meat set aside under War Food Order 75-2, War Food Order 75-3, or War Food Order 75-4, or products prepared in whole or part therefrom, to any person or agency listed in (1), (2), (3), (4), and (5), of paragraph (a) of this section.

(b) (1) At the time of the sale or transfer, he must give to the agency or person specified in (a) an invoice containing the following information:

(i) His name and address, and the name and address of the agency or person to which the meat is sold or transferred;

(ii) The date of the sale or transfer; and

(iii) The quantity, type and grade of meat sold or transferred.

(2) In addition, if the meat is sold or transferred to a person specified in (a) (6), he must obtain from such person, and such person must give to him, during the quota period in which the sale or transfer occurs, a written statement containing the following information:

(i) The name and address of the person to whom the Class 2 slaughterer sold or transferred the meat;

(ii) The name and address of the Class 2 slaughterer who sold or transferred the meat;

(iii) The date the meat was sold or transferred by the Class 2 slaughterer;

(iv) The quantity, type and grade of meat so sold or transferred by the Class 2 slaughterer;

(v) The name of the agency or person (specified in (1) through (5) of paragraph (a)) with whom the person acquiring such meat is under contract to sell or transfer set aside meat or products prepared in whole or part therefrom, and the number of the contract to fulfill which he acquired the meat from the slaughterer; and

(vi) The quantity, type and grade of the meat referred to in (iv) above which will be or has been used by him in the fulfillment of that contract.

The requirements of this subparagraph (2) will be deemed satisfied if the slaughterer obtains from such person, during the quota period in which the sale or transfer occurs, a certification on Form FDO 75-12 of the Department of Agriculture, covering such sale or transfer. The submission of the above statement or certification on Form FDO 75-12 shall constitute a certification and representation to the Office of Price Administration of the truth of the contents thereof. However, no person shall be entitled to rely upon any such statement or certification if he knows or has cause to believe it to be false.

(c) The increase in quota permitted under this section shall be determined and made in the following manner:

(1) Compute, by the use of the appropriate conversion factors in Table II of Supplement 1 to this order, the live weight of the species of livestock from which was derived the meat sold or transferred by the slaughterer to the agencies or persons specified in (1) through (5) of (a), (or in the case of meat transferred to a person specified in (6) of (a), the live weight of the species of livestock from which was derived the quantity of meat which such person has certified was or will be sold or transferred to one or more of the agencies or persons specified in (1) through (5) of (a)), determining separately:

(i) The live weight of such livestock slaughtered by him; and

(ii) The live weight of such livestock custom slaughtered for him.

(2) (i) Add the result of (i) of (1) above to the Class 2 slaughterer's quota for the slaughter of that species of livestock by himself, for the quota period in which he sold or transferred such meat to the agencies or persons specified in (a).

(ii) Add the result in (ii) of (1) above to his quota for the custom slaughter of that species of livestock for him by the custom slaughterer from whose slaughter of livestock for him the meat so sold or transferred was derived, the addition to be made to the quota for the quota period in which he sold or transferred such meat as above.

(d) He must enter on the copy of each invoice which he is required to keep under section 19 (a) (4) of this order, the appropriate conversion factors used by him in making the computations under (c) (1) above, and the result of each computation.

(e) Before any part of the increase in quota may be custom slaughtered for him, he must state, in writing, to the custom slaughterer that the quota for the custom slaughter of that species of

livestock for him by such custom slaughterer has been increased for that quota period because of sales or transfers of meat to one or more of the agencies or persons specified in (a), and the amount (live weight) of such increase. Such statement shall be deemed a certification to the Office of Price Administration as to the information contained therein.

(f) If the Class 2 slaughterer slaughters, or has custom slaughtered for him, any part of the increase in quota permitted by this section, he must attach to his report, on OPA Form MC-6, for the quota period in which such slaughter occurred, a certification giving:

(1) The quantity by which he increased his quota, for the quota period in question, for the slaughter of each species of livestock by himself, because of his sales or transfers of meat to the agencies or persons specified in paragraph (a) of this section; and

(2) The quantity by which he increased his quota, for the quota period in question, for the custom slaughter for him of each species of livestock by each custom slaughterer, because of his sales or transfers of meat to the agencies or persons specified above.

2. The undesignated paragraph in section 19 (a) (3) is deleted.

3. Section 19 (a) (4) is added as follows:

(4) He must also keep at that establishment copies of all invoices given, and all statements and certifications received by him pursuant to section 12 covering sales or transfers of meat to the agencies or persons specified in that section. In addition, he must keep a record of the information on which he based each certification attached to his report on OPA Form MC-6, pursuant to paragraph (f) of section 12.

4. Section 19 (a) (5) is added as follows:

(5) He must keep a copy of his registration under this order, and the records upon which that registration was based.

This amendment shall become effective September 10, 1945.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16523; Filed, Sept. 6, 1945; 11:32 a.m.]

PART 1418—TERRITORIES AND POSSESSIONS [RMFR 373, Amdt. 24]

BOTTLED SOFT DRINKS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued, simultaneously herewith,

* 10 F.R. 6346, 7407, 7794, 7793, 8020, 8363, 8371, 8379, 8273, 9274, 9275, 9463, 9540, 9320, 9018, 9363, 9323, 10035, 10936, 10125, 10223.

* 10 F.R. 4605.

has been filed with the Division of the Federal Register.

Section 28 is amended to read as follows:

Sec. 28. *Maximum retail prices for bottled soft drinks—(a) What this sec-*

tion does. This section sets maximum prices for sales at retail of bottled soft drinks.

(b) *Maximum prices.* Maximum prices for sales at retail of bottled soft drinks shall be:

Bottler	Type of beverage	Size	Maximum retail price per bottle
Aloha Soda Works.....	Orange, Root Beer, Grape, Creme, Lemon, Strawberry.	6½ oz. or 10 oz.	\$.05
Bireleys Orangeade Co.....	Orangeade, Grapeade, Pineade.	6½ oz.	.05
Canada Dry Bottling Co.....	Ginger Ale.	12 oz.	.15
	Sparkling Water.	12 oz.	.10
	Tom Collins.	12 oz.	.15
	Quinine Tonic Water.	12 oz.	.10
	Spur.	12 oz.	.15
	Hi-Spot.	12 oz.	.10
	Root Beer.	12 oz.	.15
	Grape.	12 oz.	.15
	Orange.	12 oz.	.15
	Creme.	12 oz.	.15
	Cherry.	12 oz.	.15
Hawaiian Bottling Works, Ltd.....	Pepsi-Cola.	12 oz.	.05
	Root Beer.	7 oz.	.05
Royal Soda Works.....	Lemon, Orange, Strawberry, Root Beer, Creme.	6½ oz.	.05
Coca-Cola Bottling Co. of Honolulu, Ltd.	Coca-Cola.	6½ oz.	.05
Honolulu Soda Works.....	Kist Beverages.	7 oz.	.05
		12 oz.	.05
		29 oz.	.10
Malolo Soda Works.....	Lemon, Strawberry, Orange, Root Beer, Creme, Grape.	6½ oz.	.05
Nehi Beverage Co. of Hawaii.....	Royal Crown.	12 oz.	.05
	Nehi Orange.	12 oz.	.15
	Nehi Root Beer.	12 oz.	.05
	Par-T-Pak Sparkling Water.	32 oz.	.05
	Ginger Ale.	32 oz.	.10
	Tom Collins.	32 oz.	.10
	Upper Ten.	32 oz.	.10
	Root Beer.	32 oz.	.10
	Orange.	32 oz.	.10
Nesbitt Bottling Co.....	Nesbitt Orange.	10 oz.	.05
	Delaware Punch.	7½ oz.	.05
	Nesbitt Grapefruit.	10 oz.	.05
O. K. Beverage Co.....	Strawberry, Root Beer, Creme, Lemon, Orange.	6 oz., 6½ oz., 7 oz., or 8 oz.	.05
Pacific Soda Works.....	Squirt.	7 oz.	.05
	Strawberry, Lemon, Orange, Root Beer.	6½ oz.	.05
	Strawberry, Lemon, Orange, Root Beer.	12 oz.	.05
Sunrise Soda Works Co.....	7 Up.	7 oz.	.05
		29 oz.	.15
	Smile.	6½ oz.	.05
		11 oz.	.05
		29 oz.	.10
	Root Beer.	6½ oz.	.05
		10 oz.	.05
		29 oz.	.10
	Strawberry.	6½ oz.	.05
		29 oz.	.10
	Sparkling Water.	29 oz.	.10
	Ginger Ale.	29 oz.	.15
	Creme.	6½ oz.	.05
	Nu Grape.	7 oz.	.05
Sunshine Soda Shop.....	Siphon.	32 oz.	.20
	Lemon, Orange, Strawberry, Root Beer.	6½ oz.	.05
	Lemon, Orange, Strawberry, Root Beer.	12 oz.	.05
	Two Way.	7 oz.	.05
	Siphon.	32 oz.	.15
All other bottled soft drinks.....		12 oz. or less.	.05
		12½ oz. to 48 oz.	.10
		48 oz. or more.	.15

(c) *Deposits.* A bottle deposit, which must be refunded when the bottle is returned, of not more than five cents per bottle may be charged.

(d) *Maximum prices for sales by hotels.* Any hotel may apply to the Office of Price Administration, Honolulu 2, T. H., for permission to sell bottled soft drinks in all other places than restaurants or bars, e. g., room service, at prices not in excess of the highest prices for which such soft drinks were sold or

offered for sale with such service by such hotel during April, 1942. The application must set forth the name and location of the hotel, and a statement of the seller's April 1942 ceiling prices for such soft drinks.

(e) *Sales in glasses with ice.* The maximum price for sales of bottled soft drinks in any establishment when served in a glass with ice shall be 5¢ per bottle above the listed retail ceiling price.

(f) *Sales by cabarets.* The maximum price for sales of bottled soft drinks in any establishment paying the federal cabaret tax shall be 15¢ per glass having a capacity of no less than 6 oz. and containing ice; no additional charge by reason of any tax to be added.

(g) *Special services.* Any seller may make application to the Office of Price Administration, Honolulu 2, T. H., for the establishment of a ceiling price when special services are rendered in connection with the sale of such beverages. The application must contain the name of the seller, name and address of his place of business, a complete description of the type of services rendered, and the reasons why the seller cannot render such services at the prices set forth in this section.

(h) *Exempt sales.* Sales of bottled soft drinks by any eating and drinking establishment exempt from the provisions of Restaurant Maximum Price Regulation 9-1, in accordance with the provisions of section 16 of that regulation, are exempt from the provisions of this section.

(i) *Prohibited practices.* (1) In addition to the practices prohibited by section 6 of this regulation, the maximum prices established by this section may not be increased by any additional charge which has not been established under this section.

(2) No person who makes sales covered by this section may charge more than the maximum prices established by paragraphs (b), (e), or (f), unless he has received written authorization from the Office of Price Administration, Honolulu 2, T. H., for permission to do so.

(j) *Revocation of orders.* Any order heretofore issued establishing or adjusting maximum prices of any soft drinks covered by this section is revoked as of August 15, 1945.

(k) *Definitions.* When used in this section the term:

(1) "Soft drinks" means flavored or unflavored non-alcoholic beverages and waters in bottles or other closed containers, whether carbonated or not, but excluding milk drinks, fruit juices, vegetable juices, and combinations thereof where at least 85% by weight is pure fruit juice, vegetable juice, milk, or a mixture thereof.

(2) A "cabaret" is any eating or drinking establishment whose receipts are subject to the cabaret tax imposed by Chapter 10 of the Internal Revenue Code, as amended.

This amendment shall become effective as of August 15, 1945.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16631; Filed, Sept. 6, 1945; 11:34 a. m.]

PART 1450—TRANSPORTATION

[MPR 571, Amdt. 3]

RENTAL OF CERTAIN TYPES OF COMMERCIAL MOTOR VEHICLES

A statement of the considerations involved in the issuance of this Regula-

tion, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 571 is amended in the following respects:

1. A new subparagraph (3) is added to section 2 (b) to read as follows:

(3) All "commercial motor vehicles" leased for use on or in connection with construction or road maintenance projects, as distinguished from use for highway transportation services, are subject to this Regulation, whether furnished with or without driver.

2. Section 3 (d) is amended to read as follows:

(d) The term "commercial motor vehicle" shall include, but is not limited to any passenger automobile, funeral car, hearse, taxicab, bus, truck, or any tractor-truck, trailer, or semi-trailer or any combination thereof, propelled or drawn by mechanical power and constructed for the purpose of transporting property or persons. It includes automotive vehicles, when used on or in connection with construction or road maintenance projects (except dump trucks covered by Maximum Price Regulation 134). It also includes truck mounted equipment where the equipment so mounted is powered from the truck engine. However, it does not include a "combination" truck consisting of self-powered construction equipment mounted on a truck or trailer. (Such truck mounted equipment, including the truck, is subject to Maximum Price Regulation 134 when the mounted equipment is listed in Maximum Price Regulation 134; otherwise, when the mounted equipment is subject to Maximum Price Regulation 136, the latter regulation governs).

3. Section 8 is amended to read as follows:

SEC. 8. *When price previously authorized by the Office of Price Administration.* (a) A maximum price established prior to the effective date of this Regulation shall continue in effect if such price has been established as a result of:

(1) A price determination made in accordance with either Maximum Price Regulation 165 as amended or Revised Maximum Price Regulation 165 and properly reported to the Office of Price Administration.

(2) Any order of adjustment.

(3) Any order of general applicability.

(b) Orders G-12 and G-13 issued by the Regional Administrator Region 8 (San Francisco Regional Office) under Maximum Price Regulation 165 as amended, shall continue in full force and effect under this regulation with respect to the rentals covered by those orders.

This amendment shall become effective September 11, 1945.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16633; Filed, Sept. 6, 1945; 11:35 a.m.]

PART 1499—COMMODITIES AND SERVICES
[RMFR 165, Amdt. 1 to Supp. Service Reg. 48]

DELEGATION OF AUTHORITY TO REQUIRE INVOICES AND RECORDS OF APPLIANCE REPAIR OR FARM EQUIPMENT REPAIR ESTABLISHMENTS IN DESIGNATED AREAS WHICH USE A CUSTOMER'S HOURLY RATE IN PRICING ANY REPAIR SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The title of Supplementary Service Regulation 48 and § 1499.681 are amended by the deletion of the words "automotive repair".

This amendment shall become effective October 10, 1945.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16634; Filed, Sept. 6, 1945; 11:33 a.m.]

PART 1499—COMMODITIES AND SERVICES
[SR 14E, Amdt. 10]

SALES AT WHOLESALE OF CERTAIN COTTON PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14E is amended in the following respects:

1. Section 2.5 is amended to read as follows:

SEC. 2.5 *Sales of certain tobacco cloth at wholesale.* Wholesalers of 196" 19 x 44 1.30 yard tobacco cloth manufactured and sold by Fitzgerald Mills Corporation, Fitzgerald, Georgia, as Style No. 440-B may compute their ceiling price by adding one-half cent per square yard to that mill's selling price for the cloth which is the subject of the sale, subject to the terms of sale required by the General Maximum Price Regulation.

2. Section 2.7 is amended by adding the following undesignated paragraph to Note 4 of paragraph g (1):

Where a wholesaler purchases toweling, cuts and hems it and sells the product as a towel, the percentage increase provided in this paragraph (g) shall be applied only to the wholesaler's cost of the toweling.

This amendment shall become effective September 11, 1945.

Issued this 6th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16637; Filed, Sept. 6, 1945; 11:32 a.m.]

* 10 F.R. 2097, 2250, 8925.

* 10 F.R. 1163, 2014, 4163, 7117, 7497.

Chapter XVIII—Office of Economic Stabilization

[Directive 79]

PART 4003—SUPPORT PRICES; SUBSIDIES
1945 PEANUT BUTTER DISTRIBUTION PAYMENTS

The Price Administrator having, by letter dated July 5, 1945 recommended my approval of a reduction in the rate of Peanut Butter Distribution Payments now being made by Commodity Credit Corporation pursuant to the approval of the Economic Stabilization Director of November 1, 1943, I hereby find that a reduction in the rate of such payment from 4½ cents to 4 cents per pound of eligible peanut butter will effectuate the policy established by Executive Orders 9250, 9328 and 9599 and specifically will assure the maximum necessary production and distribution of peanut butter to meet military and civilian requirements.

Accordingly, pursuant to the authority vested in me as Economic Stabilization Director, I hereby authorize and direct the Secretary of Agriculture to reduce the rate of Peanut Butter Distribution Payments now being made by Commodity Credit Corporation from 4½ cents to 4 cents per pound.

(E.O. 9250 and E.O. 9328, 3 CFR, Cum. Supp. pp. 1213, 1267; E.O. 9599, 10 F.R. 10155)

Issued and effective this 31st day of August 1945.

WILLIAM H. DAVIS,
Economic Stabilization Director.

[F. R. Doc. 45-16591; Filed, Sept. 6, 1945; 10:34 a.m.]

Chapter XX—Office of Contract Settlement
[Reg. 16, Amdt. 2]

PART 8007—PROGRAM FOR LIMITED COMPANY-WIDE SETTLEMENT OF TERMINATION CLAIMS

Regulation No. 16 of this Office as amended by Amendment No. 1 dated August 27, 1945, is hereby further amended as follows:

1. By inserting at the end of § 8007.8 thereof the following sentence: "Further, where the amount of the claim of the assigned contractor does not exceed \$25,000, the above-mentioned statement of allocability from the war contractor in the next higher tier need not be required if: (1) the notice of termination or other evidence satisfactory to the designated agency establishes that the terminated subcontract is a war contract, and (2) the assigned contractor agrees to satisfactory procedures, whether by test check or otherwise, designed to eliminate from the total of its subcontract termination claims against the Government with respect to which the above-mentioned statement of allocability is not obtained, amounts not allocable to

the terminated or modified portions of war contracts in a higher tier."

2. By amending § 8007.6 (f) thereof to read as follows:

(f) That a copy of each final settlement agreement, or of the findings determining the amount due in the case of a formula settlement, be sent to the contracting officer under the prime contract involved, or, where that is not practicable, to the contracting agency involved.

ROBERT H. HINCKLEY,
Director.

SEPTEMBER 6, 1945.

[F. R. Doc. 45-16677; Filed, Sept. 6, 1945;
11:47 a. m.]

Chapter XXIII—Surplus Property Board

[SPB Reg. 4, Amdt. 3]

PART 8304—DISPOSAL OF SURPLUS AERONAUTICAL PROPERTY TO EDUCATIONAL INSTITUTIONS AND STATE OR LOCAL GOVERNMENTS FOR NON-FLIGHT USE

REPORTS

Surplus Property Board Regulation 4, May 4, 1945, entitled "Disposal of Surplus Aeronautical Property to Educational Institutions and State or Local Governments for Non-Flight Use" (10 F. R. 5460, 6785, 10362) is hereby amended by deletion of § 8304.6 in its entirety and by substituting therefor a new § 8304.6 reading as follows:

§ 8304.6 *Reports.* Disposal agencies shall prepare and maintain such records as will show full compliance with the provisions of this part and with the applicable provisions of the act. Reports shall be prepared and filed with the Board in such manner as may be specified by order issued under this part.

This amendment shall become effective September 4, 1945.

SURPLUS PROPERTY BOARD,
By W. STUART SYMINGTON,
Chairman.

SEPTEMBER 4, 1945.

[F. R. Doc. 45-16606; Filed, Sept. 6, 1945;
11:02 a. m.]

[SPB Reg. 9, Amdt. 2]

PART 8309—CONTRACTOR INVENTORY AND DISPOSALS BY OWNING AGENCIES

SCRAP CERTIFICATION PROCEDURE

Surplus Property Board Regulation 9, June 7, 1945, entitled "Contractor Inventory and Disposals by Owning Agencies" (10 F. R. 7413, 8856) is hereby amended in the following respects:

1. Subparagraph (2) of § 8309.11 (c) is stricken, and the following new subparagraphs (2) and (3) are added:

(2) Upon a determination by the responsible officer, approved by a reviewing authority, that any given property is scrap, such property may be disposed of as such. Whenever the appropriate disposal agency certifies in writing to the owning agency that any given property or any class of property is in its judgment scrap, such property may without further review be disposed of as

such. Such certification shall be made by forwarding to the owning agency a memorandum listing and plainly identifying the items in question and containing the following statement:

It is hereby certified that the within described property has been determined to be scrap and it is requested that sale be effected in accordance with the provisions of SPB Regulation No. 9 without further review of such determination.

(3) In exceptional cases or classes of cases, upon a scrap determination or certification pursuant to subparagraph 2 in each instance and upon a determination by the responsible officer that it would be in the best interests of the Government to dispose of such scrap by negotiated sale, such property may be so disposed of at the best price obtainable. In all such sales a scrap warranty shall be required of the buyer.

2. There is added at the end of § 8309.17 (d) (1) the following:

If the certification is prior to the time that the property is declared surplus, it shall be made by forwarding to the owning agency a memorandum listing and plainly identifying the items in question and containing the following statement:

It is hereby certified that the within described property has been determined to be scrap and it is requested that sale be effected in accordance with the provisions of SPB Regulation No. 9 without further review of such determination.

If the certification is subsequent to the time that the property is declared surplus, it shall be made by forwarding to the owning agency Form SPB-1.1 listing the items in question and otherwise appropriately executed, with the language quoted above plainly inserted below the column headings across the top of the columns provided for the description of the property, its standard commodity classification, condition, etc.

This amendment shall become effective September 8, 1945.

SURPLUS PROPERTY BOARD,
By W. STUART SYMINGTON,
Chairman.

AUGUST 31, 1945.

[F. R. Doc. 45-16607; Filed, Sept. 6, 1945;
11:02 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter I—Bureau of Mines, Department of the Interior

Subchapter C—Explosives (Including Sheathed Explosives) and Blasting Devices; Tests for Permissibility and Suitability; Fees

[Schedule 1F]

PART 15—EXPLOSIVES (INCLUDING SHEATHED EXPLOSIVES) AND BLASTING DEVICES

MISCELLANEOUS AMENDMENTS

Pursuant to the authority conferred by the act of February 25, 1913 (37 Stat. 681), as amended by sec. 311 of the act of June 30, 1932 (47 Stat. 410), and Executive Order No. 8611; February 22, 1934, §§ 15.2 (a) (b) (c), 15.4 (a) (3) (vi) (d), of the regulations heretofore promulgated (10 F. R. 1476 and 10 F. R. 3131) are

hereby amended by eliminating § 15.2 (a) (6) (iv) in its entirety; by eliminating the reference (6) (iv) in § 15.2 (b) and § 15.2 (c), and by eliminating § 15.4 (a) (3) (vi) (d) in its entirety.

Approved: August 7, 1945.

ABE FORTAS,
Acting Secretary of the Interior.

[F. R. Doc. 45-16587; Filed, Sept. 6, 1945;
9:50 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service

Subchapter B—Bureau of the Public Debt

[1945 Dept. Circ. 653, 2d Rev., 3d Supp.]

PART 316—OFFERING OF UNITED STATES SAVINGS BONDS, SERIES E

REDESIGNATION OF BONDS

United States Savings Bonds of Series E shall hereafter be referred to as bonds of Series E; and Department Circular No. 653, Second Revision, dated August 31, 1943, and the Supplements thereto, dated June 7, 1944 and July 2, 1945, are hereby amended by striking out therein any reference to or designation of such bonds as War Savings Bonds.

United States Savings Bonds of Series E include all bonds issued as Defense Savings Bonds, all those issued as War Savings Bonds, and all those issued as Series E bonds without special designation. As their terms are identical, no distinction is to be made between any bonds of Series E so issued.

Bonds of Series E, without special designation and without change in terms, will be prepared for issue under said circular in regular course without further notice as stocks of prior bonds of Series E become exhausted.

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 45-16602; Filed, Sept. 6, 1945;
10:46 a. m.]

[1945 Dept. Circ. 657, as amended and supplemented, 2d Supp.]

PART 317—REGULATIONS GOVERNING AGENCIES FOR THE ISSUE OF UNITED STATES SAVINGS BONDS, SERIES E

DESIGNATION OF BONDS

SEPTEMBER 5, 1945.

The provisions of the Third Supplement, dated September 5, 1945, to Department Circular No. 653, Second Revision, shall apply to Department Circular No. 657, dated April 15, 1941, and the amendments and supplement thereto.

United States Savings Bonds of Series E include all bonds issued as Defense Savings Bonds, all those issued as War Savings Bonds, and all those issued as Series E bonds without special designation, and no distinction is to be made between any bonds of Series E so issued.

[SEAL] D. W. BELL,
Acting Secretary of the Treasury.

[F. R. Doc. 45-16603; Filed, Sept. 6, 1945;
10:46 a. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping
Administration

PART 301—GENERAL REGULATIONS

[G. O. 27, Revised, Revocation]

SALE, TRANSFER, AND CHARTER OF VESSELS

Pursuant to Executive Orders 8989, as amended, 9054, and 9244, General Order 27, Revised, §§ 301.4 to 301.10, inclusive (8 F.R. 9164), is hereby revoked effective September 4, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9054, 7 F.R. 837; E.O. 9244, 7 F.R. 7327)

Issued at Washington, D. C., this 4th day of September 1945.

[SEAL] E. S. LAND,
Administrator,
War Shipping Administration.
J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-16562; Filed, Sept. 5, 1945;
3:09 p. m.]

TITLE 49—TRANSPORTATION AND
RAILROADSChapter I—Interstate Commerce
Commission

[S. O. 312, Amdt. 1]

PART 95—CAR SERVICE

REDUCTION IN FREE TIME AT GULF PORTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 5th day of September, A. D. 1945.

Upon further consideration of Service Order No. 312 (10 F.R. 6315), and good cause appearing therefor: *It is ordered, That:*

Service Order No. 312 (10 F.R. 6315) be, and it is hereby, amended by substituting the following paragraph (c) for paragraph (c) thereof:

(c) *Application.* (1) The provisions of this order shall apply to intrastate and foreign traffic as well as interstate traffic. (2) The provisions of this order shall not apply to coal or coke. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U. S. C. 1 (10)-(17))

It is further ordered, That this amendment shall become effective at 7:00 a. m. September 6, 1945; that a copy of this order and direction shall be served upon the State railroad regulatory bodies of the States of Alabama, Florida, Louisiana, Mississippi, and Texas, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

No. 178—4

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 45-16613; Filed, Sept. 6, 1945;
11:24 a. m.]

Chapter II—Office of Defense
Transportation

[Gen. Order ODT 40, Revocation]

PART 502—DIRECTION OF TRAFFIC
MOVEMENT

SALE, TRANSFER, AND CHARTER OF VESSELS

Pursuant to Executive Orders 8989, as amended, 9054, and 9244, General Order ODT 40, §§ 502.155 to 502.161, inclusive (8 F.R. 9167), is hereby revoked effective September 4, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9054, 7 F.R. 837; E.O. 9244, 7 F.R. 7327)

Issued at Washington, D. C., this 4th day of September 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.
E. S. LAND,
Administrator,
War Shipping Administration.

[F. R. Doc. 45-16521; Filed, Sept. 5, 1945;
10:09 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

General Land Office.

[Misc. 1000481]

CALIFORNIA

NOTICE OF FILING OF PLATS OF SURVEY AND
RESURVEY

AUGUST 27, 1945.

Notice is given that the plats of survey and independent resurvey with tract segregations of part or all of the sections mentioned in the following townships:

SAN BERNARDINO MEXIDIAN

- T. 15 N., R. 10 E., secs. 1 to 12, inclusive, 18 and 19;
T. 16 N., R. 11 E., all—survey and independent resurvey with tract segregations;
T. 16 N., R. 12 E., secs. 1, 2, 11, and 12;
T. 17 N., R. 12 E., secs. 12 to 14, 23 to 27, and 34 to 36, inclusive;
T. 16 N., R. 12½ E., secs. 1, 12, 13, 24, 25, and 36;
T. 17 N., R. 12½ E., secs. 1, 12, 13, 24, 25, and 36;
T. 16 N., R. 13 E., all—survey and independent resurvey with tract segregations;
T. 13 N., R. 14 E., secs. 1, 12, 13, 24, 25, and 36;
T. 15 N., R. 14 E., secs. 3, 4, 7 to 10, 15 to 21, inclusive, 30 and 31;
T. 15½ N., R. 15 E., secs. 19 to 36, inclusive;
T. 15½ N., R. 16 E., secs. 19 to 36, inclusive;
T. 15½ N., R. 17 E., secs. 19, 29 to 33, inclusive.

will be officially filed in the district land office at Sacramento, California, effective at 10:00 a. m. on the 63d day from the date on which this notice is signed. At

the time the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this notice shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938, 52 Stat. 609 (43 U. S. C. sec. 632a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (Public Law 434—78th Congress), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Applications by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the district land office at Sacramento, California, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circ. 324, May 22, 1914, 43 L. D. 254), and Part 236 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938 shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

All inquiries relating to these lands should be addressed to the Register, District Land Office.

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 45-16588; Filed, Sept. 6, 1945;
9:52 a. m.]

[Misc. 1714715]

WISCONSIN

NOTICE OF FILING OF PLATS OF SURVEY

AUGUST 31, 1945.

Notice is given that the plats of survey of the following-described islands in the Mississippi River in Wisconsin, which were not included in the prior official surveys of the townships involved, will be officially filed in this office at 10:00 a. m. on October 17, 1945:

FOURTH PRINCIPAL MERIDIAN

- T. 11 N., R. 7 W., Islands Nos. 137 and 142 in secs. 4, 5, 8, and 22.
T. 17 N., R. 8 W., Islands Nos. 91 and 93 in secs. 20, 29, and 33.
T. 17 N., R. 9 W., Island No. 88 in sec. 12.
T. 18 N., R. 10 W., Island No. 73 in secs. 16 and 17.
T. 19 N., R. 12 W., Islands Nos. 53 and 54 in secs. 2 and 3.

These islands range in size from 2.17 to 66.74 acres, the total area being 212.92 acres, and are included in Swamp Land Selection List, G. L. O. 010545, filed July 25, 1945, on behalf of the State of Wisconsin. It appears from the field notes of survey that all the islands are swamp and overflowed within the meaning of the Swamp Land Act of September 28, 1850 (9 Stat. 519; 43 U. S. C. secs. 982-984). Should the islands finally be determined to be swamp and overflowed in character they must be held to have inured to the States as of the date of the grant.

By Executive Order No. 4280 of August 7, 1925, and subject to the exceptions, conditions and limitations of the act of June 25, 1910 (36 Stat. 847), as amended August 24, 1912 (37 Stat. 497; 43 U.S.C. secs. 141-142), all islands in the Mississippi River between Rock Island, Illinois, and Wabasha, Minnesota, belonging to the United States, were temporarily withdrawn from settlement, location, sale or entry, and reserved in connection with the administration of the act of June 7, 1924 (43 Stat. 650; 16 U.S.C. secs. 721-731), to establish Upper Mississippi River Wild Life and Fish Refuge.

Subject to the above-mentioned withdrawal, claims or rights adverse to the State, if any, may be asserted by the filing of applications within 90 days from the date of filing of the plats. Any application adverse to the State must be accompanied by a showing that the land is nonswamp in character, in accordance with the provisions of 43 CFR 271.2 (b).

All inquiries relating to these islands should be addressed to the Commissioner, General Land Office, Washington (25), D. C.

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 45-16590; Filed, Sept. 6, 1945;
9:52 a. m.]

[Misc. 2051152]

CALIFORNIA

OPENING OF PUBLIC LANDS

AUGUST 30, 1945.

Restoration Order No. 1196 under Federal Power Act.

By Executive order of May 27, 1913, creating Power Site Reserve No. 364, and Executive order of July 24, 1917, creating Power Site Reserve No. 646, the following described lands were withdrawn for power purposes:

MOUNT DIABLO MERIDIAN

T. 31 N., R. 2 W., sec. 24, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$.

The Federal Power Commission has determined (DA-634, California) that the value of the above-described lands will not be injured or destroyed for purposes of power development by location, entry, or selection under the public land laws, subject to the provisions of section 24 of the Federal Power Act.

Pursuant to the determination of the Federal Power Commission and in accordance with Departmental Order No. 1799 of March 19, 1943, 8 F.R. 3743, the above-described lands are hereby declared open to disposition under the public land laws as hereinafter provided, and all applications therefor will be subject to the following reservation:

Made in accordance with and subject to the provisions and reservations of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1063), as amended by the act of August 26, 1935 (49 Stat. 838, 846, 16 U. S. C. sec. 818).

This order shall not become effective to change the status of this land until 10:00 a. m. on the 63d day from the date on which it is signed. At that time the land shall, subject to valid existing rights, the provisions of existing withdrawals, and the provisions and reservations of section 24 of the Federal Power Act as above stated, become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public land affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Application by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for this land, which shall be filed in the District Land Office at Sacramento, California, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circ. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 45-16589; Filed, Sept. 6, 1945;
9:52 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 1941]

PAN AMERICAN AIRWAYS, INC., ET AL.

NOTICE OF HEARING

In the matter of Government travel discount tariff provisions of Pan American Airways, Inc., Pan American-Grace Airways, Inc., Uraba, Medellin and Central Airways, Inc., and Cia Mexicana de Aviacion, S. A.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 205 (a) and 1002 of said act, that hearing in the above-entitled proceeding is assigned to be held on September 28, 1945, at 10 a. m. (eastern war time), in Conference Room "C", Department of Commerce, 14th St. and Constitution Ave. NW., Washington, D. C., before Examiner Curtis C. Henderson.

Dated at Washington, D. C., September 6, 1945.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-16591; Filed, Sept. 6, 1945;
10:03 a. m.]

[Docket No. 1975]

BALTIMORE AS CO-TERMINAL ON NORTH ATLANTIC ROUTES

NOTICE OF HEARING

In the matter of the application of Baltimore, Md., for designation as co-terminal on the North Atlantic routes.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that a hearing in the above-entitled proceeding is assigned to be held on September 21, 1945, at 2:00 p. m., in Room 5132, Department of Commerce Building, 14th Street and Constitution Avenue NW., Washington, D. C., before an examiner of the Board.

Dated Washington, D. C., September 4, 1945.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-16592; Filed, Sept. 6, 1945;
10:03 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5370]

ROBERT ROSOFF

NOTICE OF HEARING

The Federal Trade Commission, having reason to believe that the party respondent named in the caption hereof, and hereinafter more particularly designated and described, since June 19, 1936, has violated and is now violating the provisions of subsection (c) of section 2 of the Clayton Act, as amended by the Robinson-Patman Act, approved June 19, 1936 (U.S.C., Title 15, section 13), hereby issues its complaint, stating its charges with respect thereto as follows:

PARAGRAPH 1. Respondent Robert Rosoff is an individual, trading as Robert Rosoff, with his principal office and place of business located at 370 Seventh Avenue, New York, New York. The respondent, since June 19, 1936, has engaged and is now engaged in the business of buying furs and fur garments for himself and for others for resale.

PAR. 2. The respondent Robert Rosoff is the sole owner of the registered trade name "Rochelle Fur Company" and the business of buying and selling furs and fur garments which is conducted under such name. The respondent maintains the principal office and place of business of said company at 370 Seventh Avenue, New York, New York, in the same offices he occupies in connection with his various other business activities hereinafter more particularly described.

The respondent since June 19, 1936, has purchased and is now purchasing furs and fur garments in the name of Rochelle Fur Company for his own account for resale.

PAR. 3. The respondent Robert Rosoff is Secretary and Treasurer of State Furriers, Inc., a New Jersey corporation, with its principal office and place of business located at 2 North Broad Street, Trenton, New Jersey, which corporation is engaged in the business of purchasing

and selling furs and fur garments. The respondent's wife, Betty Rosoff, is Vice-President, and the respondent's father, Joseph Rosoff, is President of State Furriers, Inc. The respondent Robert Rosoff, the respondent's wife, Betty Rosoff, and the respondent's father, Joseph Rosoff, together own all the capital stock of said corporation.

The respondent Robert Rosoff, since June 19, 1936, has purchased, and is now purchasing, furs and fur garments in the name of and for the account of State Furriers, Inc., for resale.

PAR. 4. The respondent Robert Rosoff, since June 19, 1936, has owned a substantial financial interest in several other business establishments which are engaged in the purchase and sale of furs and fur garments. Some such firms are located in various cities of the several states of the United States. The respondent, since June 19, 1936, has purchased, and is now purchasing, furs and fur garments for resale in the name of, and for the account of, such respective business establishments.

PAR. 5. The respondent, since June 19, 1936, has also engaged in the business of buying furs and fur garments for several other distinct classes of purchasers in whose respective businesses he has no financial interest. These dealers may be classified as retail furriers who deal exclusively in furs and fur garments, department stores which have a fur department, and chain stores which also have a department engaged in the buying and selling of furs and fur garments.

The respondent Robert Rosoff as a buyer of furs and fur garments acts as buying agent for and in behalf of such outlets. In such capacity the respondent's manner of operation is that of receiving from such purchasers, for whom he acts as agent, requests, orders or requisitions to purchase a stated quantity of furs or fur garments upon such purchasers' specifications as to the quantity, size, color, type of garment and price. When the respondent receives such an order for such merchandise, he contacts various manufacturers of such merchandise and places the respective purchaser's order with that source of supply which offers the specified requirements on terms and conditions most favorable from the standpoint of the purchaser. When such orders are filled, the merchandise is shipped by the manufacturer direct to the purchaser, although in some instances delivery is arrested to permit inspection of the garment by the respondent at the respondent's place of business. The respondent gives personal attention to the detail of selecting and purchasing furs and fur garments, securing for his client buyers the best possible prices and terms by calling on competing manufacturers and only placing orders where he can receive the most favorable prices and terms.

PAR. 6. In the course and conduct of his business, since June 19, 1936, respondent has placed orders for such furs and fur garments with manufacturers and jobbers thereof located in the State of New York and elsewhere on behalf of dealers and others located in other states of the United States, pur-

suant to which orders, such merchandise has been shipped and transported by the sellers thereof from the State of New York across state lines to the respective dealers or other purchasers.

Representative of a few of many of the manufacturers and jobbers with whom the respondent has placed orders for furs and fur garments are:

Biltwell Furs, Inc., 210 W. 37th St., New York, N. Y.

Alexander & Perry, 350 Seventh Ave., New York, N. Y.

Wells & Bernstein, Inc., 307 Seventh Ave., New York, N. Y.

Antik, Goldberg & Teomco, 236 W. 27th St., New York, N. Y.

Julius Green Fur Co., Inc., 339 Seventh Ave., New York, N. Y.

Normandie Fur Trading Corporation, 210 W. 30th St., New York, N. Y.

Gettes & Dranow, 312 Seventh Avenue, New York, N. Y.

Rothman Fur Company, 251 W. 30th St., New York, N. Y.

Jacob's Furs, 350 Seventh Ave., New York, N. Y.

Felstein & Felstein, 330 Seventh Ave., New York, N. Y.

PAR. 7. In the course of the purchasing transactions in interstate commerce as set forth herein, respondent, since June 19, 1936, while acting as purchasing agent for and in his own behalf and for and in behalf of other purchasers of such furs and fur garments, in the manner hereinabove described, has received and accepted, and is receiving and accepting, from the sellers thereof brokerage fees or commissions in substantial amounts.

PAR. 8. The foregoing acts and practices of the respondent in receiving and accepting commissions or brokerage fees from sellers on purchases made from such sellers by respondent for his own account, and on purchases made by respondent while acting in fact for and in behalf of other buyers, in the manner and under the circumstances as hereinabove set forth, is in violation of subsection (c) of section 2 of the act described in the preamble hereof.

Wherefore, the premises considered, the Federal Trade Commission on this 22d day of August, A. D. 1945, issues its complaint against said respondent.

Notice. Notice is hereby given you, Robert Rosoff, respondent herein, that the 28th day of September, A. D. 1945, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this complaint, at which time and place you will have the right, under said Act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violation of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or fail-

ure to appear or answer (Rule IX) provide as follows:

In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.

Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.

If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.

Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, The Federal Trade Commission has caused this, its complaint, to be signed by its Secretary, and its official seal to be hereto affixed, at Washington, D. C., this 22d day of August, A. D. 1945.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-16621; Filed, Sept. 6, 1945;
11:22 a. m.]

INTERSTATE COMMERCE COMMISSION.

[Rev. S. O. 346, Amended Gen. Permit 3]
ICING OF VEGETABLES FROM CALIFORNIA

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 346 (10 F.R. 10035), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 346 insofar as it applies to initial bunker icing only on straight carloads of carrots, broccoli or cauliflower, also mixed carloads of broccoli with cauliflower, also any shipment of fresh or green vegetables when loaded in a refrigerator car having a height of less than seven (7) feet, inside measurement, originating at points in California.

This general permit will become effective at 12:01 a. m., September 5, 1945, and will apply only on cars billed on or after that time.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 4th day of September, 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-16614; Filed, Sept. 6, 1945;
11:24 a. m.]

[Rev. S. O. 346, 3d Amended Gen. Permit 4]

ICING AT CHICAGO, DECATUR, PEORIA, EAST ST. LOUIS, ILL.; ST. LOUIS, MO., AND MEMPHIS, TENN.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 346 (10 F.R. 10035), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 346 insofar as it applies to the quantity of retop ice furnished at Chicago, Decatur, Peoria, East St. Louis, Illinois, St. Louis, Missouri, and Memphis, Tennessee, one time only.

This general permit shall become effective at 12:01 p. m., August 31, 1945.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 31st day of August 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-16615; Filed, Sept. 6, 1945;
11:24 a. m.]

[Rev. S. O. 346, Gen. Permit 6]

ICING OF VEGETABLES FROM COLORADO

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 346 (10 F. R. 10035), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

On any straight or mixed carload of vegetables, originating at any point in Colorado, to disregard the provisions of Revised Service Order No. 346 insofar as it applies to the furnishing of one retop icing in transit only, with not to exceed 12,000 pounds of retop ice, at any point west of the Mississippi River on such cars when destined Arkansas, Texas, Oklahoma and Louisiana.

This general permit shall become effective at 12:01 a. m., August 31, 1945, on cars billed on and after that time.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 31st day of August 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-16616; Filed, Sept. 6, 1945;
11:24 a. m.]

[Rev. S. O. 346, Gen. Permit 7]

ICING AT ST. LOUIS, MO., ETC.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 346 (10 F.R. 10035), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 346 insofar as it applies at St. Louis, Missouri, or at any point east of the Mississippi River.

This general permit shall become effective at 12:01 a. m., September 5, 1945, and shall apply on all cars billed or rolling at that time.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 4th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-16617; Filed, Sept. 6, 1945;
11:24 a. m.]

[Rev. S. O. 346, Amended Gen. Permit 7]

ICING AT ST. LOUIS, MO., ETC.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 346 (10 F.R. 10035), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of paragraph (c) (1) of Revised Service Order No. 346 insofar as it applies at St. Louis, Missouri, or at any point east of the Mississippi River.

This general permit shall become effective at 12:01 a. m., September 6, 1945, and it shall apply on all cars billed or rolling at that time.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 5th day of September, 1945.

V. C. CLINGER,
Director,
Bureau of Service.

F. R. Doc. 45-16618; Filed, Sept. 6, 1945;
11:24 a. m.]

[Rev. S. O. 346, Special Permit 15]

ICING IN NEW YORK HARBOR AREA

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 346 (10 F.R. 10035), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 346, insofar as it applies to the retop icing, with not to exceed 8000 pounds retop ice, one time only for each car in transit in the New York Harbor area.

This special permit shall become effective 12:01 p. m. August 31 and shall expire at 12:01 a. m. September 4, 1945.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 31st day of August 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-16619; Filed, Sept. 6, 1945;
11:24 a. m.]

[Rev. S. O. 346, Special Permit 10]

ICING OF PEAS AT JERSEY CITY, N. J.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 346 (10 F.R. 10035), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 346 insofar as it applies to the retop icing, with not to exceed 5,000 pounds retop ice, AET-16530 and 21187, peas on FRR Ball Ground, Jersey City, N. J. as ordered by Kodish & Zwick.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 31st day of August 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-16620; Filed, Sept. 6, 1945;
11:24 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Certain Special Orders ODT LB Series, Revocation]

DIRECTIONS GOVERNING LOCAL PASSENGER TRANSPORT

Pursuant to Executive Orders 8989, as amended, 9156, and 9294, *It is hereby ordered*, That Special Orders ODT LB-6 (7 F.R. 9261), LB-6-1 (8 F.R. 15920), and LB-7 (7 F.R. 9262), be, and they are hereby, revoked effective November 1, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9294, 8 F.R. 221)

Issued at Washington, D. C., this 5th day of September 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-16563; Filed, Sept. 5, 1945;
3:29 p. m.]

[Special Order ODT R-7, Revocation]

CENTRAL RAILROAD CO. OF NEW JERSEY

DIRECTING THE DISCONTINUANCE AND ADJUSTMENT OF CERTAIN PASSENGER SERVICE

Pursuant to Executive Order 8989, as amended, Special Order ODT R-7 (9 F.R. 2197), is hereby revoked effective September 16, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183)

Issued at Washington, D. C., this 5th day of September 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-16564; Filed, Sept. 5, 1945;
3:29 p. m.]

[Certain Special Orders ODT LB Series, Revocation]

DIRECTIONS GOVERNING LOCAL PASSENGER TRANSPORT

Pursuant to Executive Orders 8989, as amended, 9156, and 9294, *It is hereby ordered*, That Special Orders ODT LB-1 (7 F.R. 9259), LB-2 (7 F.R. 9259), and LB-3 (7 F.R. 9260), be, and they are hereby, revoked effective November 1, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9294, 8 F.R. 221)

Issued at Washington, D. C., this 6th day of September 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-16604; Filed, Sept. 6, 1945;
10:58 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SR 15, Order 51]

SPALSBURY STEIS DEEVERS SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 51 Under § 1493.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation; Spalsbury Steis Deever's Shoe Co. WLB Case No. 7-24756, 7-25623 OPA Docket No. SO-28-8680, 6064-SR 15.75 (a) (10)-52.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1493.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation, it is ordered:

(a) *Maximum prices for sales of footwear manufactured by Spalsbury Steis Deever's Shoe Co.* (1) The maximum prices at which Spalsbury Steis Deever's Shoe Co. of Fredericktown, Missouri, may sell and deliver the following described styles of footwear shall be:

Style No.	Pattern name	Description	Adjusted maximum prices (per pair, net), sales to all retailers other than chain stores
4081	Flexcraft	Elk blucher moccasin oxford	\$2.94
4080	do.	Anlyn blucher moccasin oxford	3.27
4113X	Master	Crushed kid and calf saddle oxford	3.27
4113	do.	Crushed kid and elk saddle oxford	3.27
4123X	do.	Elk saddle oxford	2.94
4065X	do.	Doebuck and elk saddle oxford	2.94
4112X	Frat	Crushed kid and calf saddle oxford	3.27
4112	do.	Crushed kid and elk saddle oxford	3.27
4121	do.	Elk saddle oxford	2.94
4123	do.	Doebuck and 8 1/2 saddle oxford	2.94
4127X	Shuffler	Elk loafer type moccasin	2.94
4127	do.	Calf loafer type moccasin	3.27
4143	Sorento	Elk oxford 8 1/2 heel	2.91
4143X	do.	Crushed kid oxford 8 1/2 heel	3.24
4021X	do.	Calf oxford 8 1/2 heel	3.24
4120	Knockabout	Crushed kid high riding pump	3.24
4150	do.	Calf high riding pump	3.24
4061	do.	Anlyn high riding pump	3.24
4062	Betsy	Crushed kid blucher oxford 12 1/2 heel	3.24
4200	do.	Calf blucher oxford	3.27
4200X	do.	Elk blucher oxford	2.94
3712	Service	Calf blucher oxford	3.27
4008	do.	do.	3.27
4003	Strut	do.	3.27
4058	Nancy	Crushed kid oxford	3.24
4058X	do.	Calf oxford	3.21
4153	do.	Elk oxford	2.91
4158X	do.	Anlyn oxford	3.21
30-V955-1	Lasell	Elk blucher oxford 11 1/2 heel	2.32
30-V915-1	Flexcraft	Elk blucher moccasin oxford	2.39
V923	do.	Pig blucher moccasin oxford	2.51
V911	Master	Pig saddle oxford	2.57

provided herein may be made and collected only if stated separately on each invoice.

The maximum prices of the manufacturer, as adjusted, are subject to its customary terms, discounts, allowances and other price differentials in effect during March, 1942 on sales to each class of purchaser.

(b) *Maximum prices of purchasers for resale.* A person who hereafter buys an article covered by this order and resells it in substantially the same form, may collect from his customer, in addition to his properly established maximum price in effect immediately before this order was issued, an adjustment charge in the same amount as the adjustment charge herein authorized and which he pays to his supplier. If he did not have a maximum price in effect for the article at the time this order was issued, he may add the same adjustment charge to the maximum price which he hereafter establishes for his sales under the applicable regulation. If the applicable regulation requires the maximum resale price to be computed on the basis of cost, the reseller must find his maximum resale price (not including the permitted adjustment charge) by using as cost his invoice cost less any adjustment charge stated on the invoice as a separate amount.

On all sales other than sales to the ultimate consumer, this adjustment charge may be made and collected only if it is separately stated on each invoice. The adjusted price is subject to each seller's customary terms, discounts, and allowances on sales of the same or similar articles.

(c) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the article covered by this order. This notice may be given in any convenient form.

(d) *Statements to be submitted to the Office of Price Administration.* After the effective date of this order, Grand Woodworking Company shall submit to the Office of Price Administration, Washington, D. C., a detailed quarterly profit and loss statement, within thirty days after the close of each quarter.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on September 6, 1945.

Issued this 5th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16549; Filed, Sept. 5, 1945;
11:43 a. m.]

[MPR 188, Order 4390]

DIAMOLGY TOOL CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register,

(2) *"OPA adjustment charge."* The "OPA adjustment charge" shall be 6 cents per pair. The maximum prices listed in paragraph (a) (1), above, include, in each case, the "OPA adjustment charge."

(3) *Invoicing of "OPA adjustment charges."* The "OPA adjustment charge" listed in paragraph (a) (2), above, may be made and collected only if separately stated on the invoice accompanying each sale and delivery.

(4) *Discounts.* Any shoe listed in paragraph (a) (1), above, may be billed at a gross price provided that the net price, after discounts, does not exceed the applicable maximum price specified.

(b) *Maximum prices for sales at retail—(1) Sales subject to the General Maximum Price Regulation.* The maximum price for a sale or delivery at retail of any shoe listed in paragraph (a) (1), above, shall be the retailer's maximum price previously established under the General Maximum Price Regulation and may not be increased by reason of the adjustment granted to Spalsbury Steis Deevers Shoe Co. under this order. A retailer who has not previously established a maximum price for such shoes under the General Maximum Price Regulation may not, in determining his maximum price, consider the "OPA adjustment charge" specified in paragraph (a) (2), above, as a part of his unit replacement cost for the shoe.

(2) *Sales subject to Maximum Price Regulation 580.* The maximum price for a sale or delivery at retail of any shoe listed in paragraph (a) (1), above, shall be the retailer's maximum price determined by applying to his invoice net cost, exclusive of the "OPA adjustment charge" specified in paragraph (a) (2), above, the applicable pricing rule of section 7 of Maximum Price Regulation 580 and may not be increased by reason of the adjustment granted to Spalsbury Steis Deevers Shoe Co. under this order.

(c) *Notification.* At the time of (or prior to) the first delivery hereafter of each shoe listed in paragraph (a), above, Spalsbury Steis Deevers Shoe Co. shall notify the purchaser in writing of the applicable method established by paragraph (b), above, for determining his maximum price at retail for sales of such shoe. This notice may be given in any convenient form.

(d) All requests not specifically granted by this order are hereby denied.

(e) This order may be amended, modified, revised or revoked by the Administrator at any time.

This order shall become effective September 6, 1945.

Issued this 5th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16545; Filed, Sept. 5, 1945;
11:42 a. m.]

[MPR 188, Order 118 Under 2d Rev. Order A-3]

GRAND WOODWORKING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Grand Woodworking Company, of 4147 W. Ogden Avenue, Chicago, Illinois, may sell and deliver the articles of wood office furniture, which it manufactures, and which are described in the manufacturer's application dated February 1, 1945, at prices no higher than its maximum prices in effect immediately prior to the issuance of this order plus an adjustment charge of 15.3 percent.

On all sales other than sales to ultimate consumers, the adjustment charge

and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Diamoloy Tool Company, 907 Eighth Avenue, New York 19, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—				
		Jobbers	Dropship jobbers	Chain and department stores	Other retailers	Consumers
Fry pan...	10 1/4 x 1 1/2	Each \$1.93	Each \$2.01	Each \$2.37	Each \$2.64	Each \$3.95

These maximum prices are for the articles described in the manufacturer's application dated July 14, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement

Model No. 10 1/4 x 1 1/2
OPA Retail Ceiling Price—\$3.95 each
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 6th day of September 1945.

Issued this 5th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16548; Filed, Sept. 5, 1945; 11:42 a. m.]

[MPR 188, Amdt. 31 to Order A-2]

HOUSEHOLD WINDOW VENTILATORS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of § 1499.159b of Maximum Price Regulation No. 188; *It is ordered:*

Paragraph (a) (16) of Order A-2 is amended in the following respect:

Subparagraph (ii) is amended by adding to the list of commodities set forth therein the following: "household window ventilators".

This amendment shall become effective on the 6th day of September 1945.

Issued this 5th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16539; Filed, Sept. 5, 1945; 4:35 p. m.]

[MPR 61, Amdt. 2 to Order 3]

CLOTHING AND GLOVE GOAT LEATHER MEETING SPECIFICATIONS OF WAR PROCUREMENT AGENCIES

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation 61; *It is ordered:*

The text of paragraph (a) preceding the table is amended to read as follows:

(a) On and after September 5, 1945, the following shall be the maximum prices, f. o. b. producers' shipping point, at which any person may sell or deliver the leather specified below:

This amendment shall become effective September 5, 1945.

Issued this 5th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10569; Filed, Sept. 5, 1945; 4:24 p. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register August 30, 1945.

REGION I

Augusta Order 3-F, Amendment 11, covering fresh fruits and vegetables in South Portland, Portland and Westbrook, Maine. Filed 9:32 a. m.

Augusta Order 5-F, Amendment 11, covering fresh fruits and vegetables in the Bangor and Brewer Areas. Filed 9:32 a. m.

Boston Order 7-F, Amendment 2, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:27 a. m.

Boston Order 12-F, Amendment 4, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:32 a. m.

REGION II

Altoona Order 2-F, Amendment 33, covering fresh fruits and vegetables in the entire Altoona Area. Filed 9:33 a. m.

Newark Order 7-F, Amendment 18, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 9:33 a. m.

New York Order 8-F, Amendment 25, covering fresh fruits and vegetables in the five boroughs of New York City. Filed 9:31 a. m.

New York Order 9-F, Amendment 28, covering fresh fruits and vegetables in the five boroughs of New York City. Filed 9:30 a. m.

New York Order 10-F, Amendment 25, covering fresh fruits and vegetables in the Nassau and Westchester Counties, New York. Filed 9:31 a. m.

New York Order 10-F, Amendment 26, covering fresh fruits and vegetables in the Nassau and Westchester Counties, New York. Filed 9:30 a. m.

New York Order 12-F, Amendment 18, covering fresh fruits and vegetables in certain counties in New York. Filed 9:31 a. m.

New York Order 12-F, Amendment 19, covering fresh fruits and vegetables in certain counties in New York. Filed 9:30 a. m.

Syracuse Order 3-F, Amendment 43, covering fresh fruits and vegetables in certain areas in New York. Filed 9:32 a. m.

Trenton Order 12-F, Amendment 22, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 9:33 a. m.

REGION III

Detroit Order 1-O, Amendment 8, covering eggs in certain counties in Michigan. Filed 9:33 a. m.

Detroit Order 5-F, Amendment 30, covering fresh fruits and vegetables in Wayne and Macomb. Filed 9:34 a. m.

Indianapolis Order 14-F, Amendment 31, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe. Filed 9:35 a. m.

Indianapolis Order 15-F, Amendment 31, covering fresh fruits and vegetables in Wayne, Delaware and Allen. Filed 9:35 a. m.

Indianapolis Order 16-F, Amendment 31, covering fresh fruits and vegetables in St. Joseph. Filed 9:35 a. m.

Indianapolis Order 17-F, Amendment 31, covering fresh fruits and vegetables in Vanderburgh. Filed 9:35 a. m.

Lexington Order 5-F, Amendment 21, covering fresh fruits and vegetables in the Fayette County, Kentucky Area. Filed 9:30 a. m.

Lexington Order 5-W, Amendment 5, covering dry groceries in certain areas in Kentucky. Filed 9:34 a. m.

Lexington Order 6-F, Amendment 21, covering fresh fruits and vegetables in the Campbell and Kenton Counties, Kentucky. Filed 9:23 a. m.

Lexington Order 8-F, Amendment 4, covering fresh fruits and vegetables in certain areas in Kentucky. Filed 9:34 a. m.

Lexington Order 13, Amendment 4, covering dry groceries in certain areas in Kentucky. Filed 9:34 a. m.

REGION IV

Atlanta Order 7-F, Amendment 16, covering fresh fruits and vegetables in certain areas in Georgia. Filed 9:23 a. m.

Atlanta Order 9-F, Amendment 19, covering fresh fruits and vegetables in the Bibb and Milledgeville Counties, Georgia and Phenix City, Ala. Filed 9:23 a. m.

REGION V

San Antonio Order 6-F, Amendment 3, covering fresh fruits and vegetables in Bexar County, Texas. Filed 9:23 a. m.

San Antonio Order 7-F, Amendment 3, covering fresh fruits and vegetables in Austin County, Texas. Filed 9:23 a. m.

San Antonio Order 8-F, Amendment 3, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 9:23 a. m.

St. Louis Order 4-F, Amendment 4, covering fresh fruits and vegetables in the city and county of St. Louis, Missouri. Filed 9:23 a. m.

REGION VI

Springfield Order 14-F, Amendment 24, covering fresh fruits and vegetables in certain areas in Illinois. Filed 9:31 a. m.

REGION VII

Denver Order 4-F, Amendment 10, covering fresh fruits and vegetables in the Denver Area. Filed 9:26 a. m.

Denver Order 5-F, Amendment 10, covering fresh fruits and vegetables in the Pueblo Area. Filed 9:26 a. m.

Denver Order 6-F, Amendment 10, covering fresh fruits and vegetables in the Colorado Springs-Manitou Area. Filed 9:27 a. m.

Denver Order 7-F, Amendment 10, covering fresh fruits and vegetables in the Boulder-Fort Collins-Greeley Area. Filed 9:27 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 45-16567; Filed, Sept. 5, 1945;
4:34 p. m.]

[Region III Order G-23 Under RMPR 122,
Amdt. 1]

SOLID FUELS IN MARION, IND., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered*, That Parts I, II, and IV of paragraph (c) (1) of Order No. G-23 under Revised Maximum Price Regulation No. 122 be amended to read as follows:

Column I

Column II

I. High volatile bituminous coals from producing district No. 8 (eastern Kentucky, southern West Virginia, western Virginia and northeastern Tennessee) excepting Mine Index Nos. 124, 126 and 127 (the #3, #5 and #6 mines of the Columbus Mining Co.), 207 (the Fourseam Mine of the Fourseam Coal Co.), 225 (the Garco Mine of the Garmeada Coal Co.) and 141 (the Creech Mine of the Creech Coal Co.)

II. * * *

A. * * *
2. Mine price classifications B and C * * * \$9.81

IV. Pennsylvania Anthracite, Egg, Stove and Nut * * * 15.35

This Amendment No. 1 to Order No. G-23 under Revised Maximum Price Regulation No. 122 shall become effective August 24, 1945.

Issued: August 24, 1945.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 45-16576; Filed, Sept. 5, 1945;
4:36 p. m.]

[Region III Order G-59 Under RMPR 122,
Amdt. 1]

SOLID FUELS IN BATTLE CREEK, MICH., AREA

For the reasons set forth in an opinion issued simultaneously herewith and un-

der the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered*, That paragraph (c) (2) of Order No. G-59 under Revised Maximum Price Regulation No. 122 be amended to read as follows:

(2) *Discounts.* The above listed maximum prices are subject to the following discounts:

	Per ton
(i) Purchase by one buyer of 20 tons or more	\$0.25
(ii) Consumers purchasing at a dealer's yard	.75
(iii) Other dealers purchasing at a dealer's yard for resale	1.50

This Amendment No. 1 to Order No. G-59 under Revised Maximum Price Regulation No. 122 shall become effective August 24, 1945.

Issued: August 24, 1945.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 45-16570; Filed, Sept. 5, 1945;
4:35 p. m.]

[Region V Order G-2 Under Supp. Order 94]
SURPLUS WAR COMMODITIES IN DALLAS REGION

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and sections 11 and 13 of Supplementary Order No. 94, as amended, and for the reasons set forth in the accompanying opinion, this Order No. G-2 is issued.

(a) *What this order does.* This order establishes maximum prices for new and used butcher blocks when sold as surplus war commodities by the Department of Commerce, Office of Surplus Property, to resellers, and also establishes maximum prices at which such resellers may sell to the ultimate consumer.

(b) *Description of commodities covered.* The commodities covered by this Order No. G-2 are new and used butcher blocks, in two different sizes and built according to the following specifications:

Size 35" x 50" x 16" is made of laminated maple blocks consisting of pieces glued together forming sections running parallel to the sides. The pieces are then bolted together with rods running through the block. The blocks are complete with legs 18" long. Size 30" x 30" x 16" is made of laminated maple blocks 6" x 2" x 16" of tongue and groove construction bolted together with steel rods. They are complete with detachable legs 18" long and 3½" x 3½" x 3" at the top, tapering slightly to the lower end. The block is finished in a natural wood color with waterproof varnish.

(c) *Geographical applicability.* This Order No. G-2 covers sales of the commodities in question only when made in Region V, which includes all of the States of Texas, Louisiana, Missouri, Kansas, Oklahoma, and Arkansas.

(d) *Maximum prices.* The maximum prices for new and used butcher blocks when sold by the Department of Commerce, Office of Surplus Property, to a reseller, and when sold by a reseller to an ultimate consumer, shall be as follows f. o. b. the place of sale:

(1) *New butcher blocks.*

When sold by the Department of Commerce, Office of Surplus Property, to a reseller:

Size 35" x 50" x 16"	Each \$58.50
Size 30" x 30" x 16"	23.10

When sold by a reseller to an ultimate consumer or user:

Size 35" x 50" x 16"	Each \$97.25
Size 30" x 30" x 16"	38.40

(2) *Used butcher blocks.*

Class I. This group includes all used articles which meet the requirements shown below:

1. No part is missing which is necessary to make the block fully useful.

2. The block is in good working condition, can be used by the consumer or user for the purpose intended without further repair, and the article is clean and its appearance is good.

Class II. This includes all used butcher blocks which do not meet the requirements of Class I.

When sold by the Department of Commerce, Office of Surplus Property, to a reseller:

Size 35" x 50" x 16":	
Class I	\$43.88
Class II	19.50
Size 30" x 30" x 16":	
Class I	17.32
Class II	7.70

When sold by a reseller to an ultimate consumer or user:

Size 35" x 50" x 16":	
Class I	\$72.94
Class II	32.42
Size 30" x 30" x 16":	
Class I	28.80
Class II	12.80

(e) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this Order No. G-2. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(f) *Right to revoke or amend.* This Order No. G-2 may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

(g) *Effective date.* This Order No. G-2 shall become effective on the 29th day of August 1945.

Issued this 29th day of August 1945.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 45-16579; Filed, Sept. 5, 1945;
4:37 p. m.]

[Region V Rev. Order G-1 Under MPR 122,
Amdt. 4]

SOLID FUELS IN ST. LOUIS AND ST. LOUIS COUNTY, MO.

Pursuant to the Emergency Price Control Act of 1942, as amended, and the authority vested in the Regional Administrator of Region V by § 1340.260 of Revised Maximum Price Regulation No. 122 and for the reasons set forth in the

opinion issued simultaneously herewith, *It is ordered*, That Revised Order G-1 under Revised Maximum Price Regulation No. 122 be, and the same is hereby, amended in the following respects:

Items (1), (2), (3) and (4) under Price Schedule (c) (1) (V) are amended to read as follows:

V. Coke:

(1) Egg, byproduct, top size 3", bottom size 2 3/8" (produced in St. Louis, Mo.)	\$12.55
(2) Furnace; stove, byproduct, top size 2 3/8", bottom size 1 3/8" (produced in St. Louis, Mo.)	12.05
(3) Chestnut; byproduct, top size 1 1/2", bottom size 3/4" (produced in St. Louis, Mo.)	12.05
(4) Low temperature, top size no limit, bottom size 3/4" (produced in St. Clair and Franklin Counties, Ill.)	9.70

Items (1), (2) and (3) under Price Schedule (c) (1) (VI) are amended to read as follows:

VI. Briquettes:

(1) Made in Arkansas from District 14 low volatile bituminous coal	\$12.65
(2) Made in District 7 low volatile bituminous coal	11.70
(3) Made in Illinois from Southern Illinois high volatile coal	8.25

Amendment No. 3 to Revised Order No. G-1 under Revised Maximum Price Regulation No. 122 insofar as it affects § (c) (1) (V) and (VI) as amended herein is hereby revoked and superseded by this Amendment No. 4.

This amendment is made effective retroactively as of August 20, 1945.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 30th day of August 1945.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 45-16578; Filed, Sept. 5, 1945; 4:37 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1071]

THE NORTH AMERICAN CO.

SUPPLEMENTAL ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 4th day of September 1945.

The North American Company, a registered holding company, having on April 24, 1945 filed an application and a declaration, and subsequent amendments thereto, pursuant to sections 6 (a), 7, 9, 10 and 12 of the Public Utility Holding Company Act of 1935, regarding (a) the sale by The North American Company, in accordance with the provisions of Rule U-50, of 700,000 shares of common stock of Pacific Gas and Electric Company, a subsidiary company of The North American Company, (b) the application by The North American Com-

pany of the net proceeds of the proposed sale of such stock, together with other treasury funds, to the redemption of its 606,359 outstanding shares of Serial Preferred Stock, 6% Series, of the par value of \$50 per share, at the redemption price of \$55 per share, or an aggregate price of \$33,349,745, plus accrued dividends, (c) the proposed modification of its loan agreement, dated August 3, 1943, with The Chase National Bank of the City of New York and certain other banks, and (d) the purchase upon the New York Stock Exchange, and the San Francisco, Los Angeles and Philadelphia Stock Exchanges of such number of shares of the common stock of Pacific Gas and Electric Company as The North American Company may deem appropriate, in order to stabilize the price of such shares on the day fixed by it for the opening of proposals for the purchase of said stock; and, The North American Company having requested that our order contain the recitals specified by Supplement R of Chapter I and section 1808 (f) of Chapter II of the Internal Revenue Code, as amended, by reciting that the sale by The North American Company of the Pacific Gas and Electric Company common stock and the redemption by The North American Company of its Serial Preferred Stock, 6% Series, are necessary or appropriate to effectuate the provisions of section 11 (b) of the act;

The Commission, after public hearings with respect to such proposed transactions having issued its findings, opinion, and order dated May 15, 1945 (Holding Company Act Release No. 5796) approving the amended application and permitting the amended declaration to become effective subject to the condition that the proposed sale of the common stock of Pacific Gas and Electric Company should not be consummated until the results of competitive bidding, pursuant to Rule U-50, were made a matter of record and a further order of the Commission should have been entered in the light of the record so completed, and the results of the bidding having been made a matter of record and the Commission by its order dated May 23, 1945 (Holding Company Act Release No. 5818) having denied effectiveness to the amended declaration and the transactions proposed therein; and

The North American Company having on August 22, 1945, filed its fifth amendment and having subsequently filed further amendments to its application and declaration for the purpose of reoffering for sale, under the requirements of Rule U-50, were made a matter of record and stock of Pacific Gas and Electric Company, and of consummating each of the transactions heretofore proposed in its original application and declaration, as heretofore amended; the proceedings having been reopened and a reconvened hearing having been held for the purpose of determining, among other things, whether since the date of the Commission's findings, opinion and order of May 15, 1945, conditions and circumstances have changed to the extent that contrary findings are necessary or appropriate with respect to the transactions presently

proposed; the Commission having fully considered the record in the light of conditions as they now exist; there appearing no material or substantial change in conditions and circumstances from those existing at the time of the issuance of the Commission's order of May 15, 1945 affecting the presently proposed transactions, except that under the present proposal bids will be opened at 12:00 Noon on September 17, 1945, and The North American Company will, if it accepts any proposal submitted, enter immediately into a contract with the successful bidder for the purchase of the stock and agrees to obtain all necessary regulatory approvals by 3:00 p. m. of the same day; and the Commission observing no reasons for disapproving the presently proposed transactions or for issuing any findings, opinion or order contrary to those issued herein on May 15, 1945:

It is therefore ordered, That the declaration, as amended by declarant's fifth, sixth, seventh, eighth and ninth amendments, be and the same is hereby permitted to become effective, subject to the conditions prescribed by Rule U-24 and to the further condition that the proposed sale of the common stock of Pacific Gas and Electric Company shall not be consummated until the results of competitive bidding, pursuant to the requirements of Rule U-50, have been made a matter of record in this proceeding and a further order shall have been entered by the Commission in the light thereof, jurisdiction being reserved for this purpose;

It is further ordered, That the application, as amended, regarding the acquisition by The North American Company of shares of common stock of Pacific Gas and Electric Company on the New York Stock Exchange, San Francisco Stock Exchange and the Los Angeles Stock Exchange, for the purpose of stabilizing the market price of such stock from 10:00 a. m. on the day on which bids are opened to the time of the opening of bids later in that day be and the same is hereby granted, subject to the condition that The North American Company shall make available to all prospective bidders, at any time prior to the submission of bids, full details with respect to any stabilizing operations it may have conducted including the time of purchases and the number of shares acquired, and subject to the further condition that any common stock of Pacific Gas and Electric Company so acquired by The North American Company shall be subject to the provisions of our divestment order of April 14, 1942 in the same manner as the common shares of Pacific Gas and Electric Company now held by The North American Company;

It is further ordered, That jurisdiction be and the same is hereby reserved over all legal fees to be incurred in connection with the proposed transactions.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 45-16559; Filed, Sept. 5, 1945; 2:20 p. m.]

[File No. 70-1114]

CONSUMERS POWER CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 30th day of August, A. D. 1945.

Consumers Power Company, a public utility subsidiary of The Commonwealth & Southern Corporation, a registered holding company, having filed a declaration and amendments thereto, pursuant to sections 6, 7 and 12 (c) of the Public Utility Holding Company Act of 1935 with respect to the issue and sale by Consumers Power Company, by competitive bidding pursuant to Rule U-50 thereunder, of \$113,825,000 principal amount of First Mortgage Bonds, % Series, due 1975, the interest rate to be in multiples of $\frac{1}{8}\%$, not to exceed $2\frac{7}{8}\%$, and at a price to Consumers Power Company of not less than 100% nor more than $102\frac{3}{4}\%$ of the principal amount, as determined by the results of the competitive bidding, and the issue and sale by Consumers Power Company to banks of \$15,000,000 principal amount of $1\frac{3}{4}\%$ installment notes, payable in 20 equal semiannual installments, of which the first installment is to be payable six months after the date of delivery, the proceeds, together with funds on deposit with the Trustee and treasury funds to be applied to the redemption and retirement of the following securities of Consumers Power Company outstanding in the hands of the public:

Issue	Principal amount outstanding	Redemption price	Funds required, exclusive of accrued interest or dividends
First mortgage bonds:			
$3\frac{1}{2}\%$ series of 1935 due 1965.....	\$18,925,000	Percent 103 $\frac{1}{2}$	\$19,587,375
$3\frac{1}{2}\%$ series of 1936 due 1970.....	55,153,000	106 $\frac{1}{2}$	58,737,945
$3\frac{1}{2}\%$ series of 1936 due 1966.....	21,832,000	105 $\frac{1}{4}$	22,978,180
$3\frac{1}{2}\%$ series of 1939 due 1969.....	17,915,000	108	19,348,200
Total.....	113,825,000		120,651,700
Preferred stock, no par value: \$5 preferred....	Shares 191,924	Dollars 105	20,152,020
Total.....			140,803,720

and regarding certain provisions and adjustments with respect to its utility plant account and other accounting adjustments; and

Hearings having been held on the said declaration after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein:

It is ordered, That the said declaration, as amended, be, and hereby is, permitted to become effective forthwith, subject to the terms and conditions contained in Rule U-24 and to the following terms and conditions:

(a) That the proposed issuance and sale of the \$113,825,000 principal amount of First Mortgage Bonds shall not be con-

summated until the results of the competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order entered in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate, jurisdiction being reserved for such purpose;

(b) That so long as any of the new bonds or any shares of the \$4.50 preferred stock of Consumers Power Company are outstanding, Consumers Power Company shall not declare or pay any dividends on its common stock (other than dividends payable in common stock) or make any distribution of assets to holders of common stock by purchase of shares or otherwise, in an amount which, when added to the aggregate of all such dividends and distributions subsequent to the last day of the month in which the new bonds are issued, would exceed 75% of the balance of the net income earned subsequent to said date available for the payment of dividends on the common stock (or, during the period subsequent to said date and prior to January 1, 1949, would exceed said 75% or an amount equivalent to dividends at the rate of \$2 per share per annum since said date, whichever is larger), if, after the payment of any such dividend or the making of any such distribution, the aggregate of the par value of, or stated capital represented by, the outstanding shares of common stock of Consumers Power Company and of the surplus of Consumers Power Company would be less than an amount equal to 25% of the total capitalization and surplus of Consumers Power Company. For the purpose of the foregoing provision, the terms "net income earned subsequent to said date," "total capitalization" and "surplus" shall have the meanings set forth in the registration statement in respect of the new bonds filed by Consumers Power Company under the Securities Act of 1933, as amended.

It is further ordered, That jurisdiction be and it is hereby reserved over the payment of all legal fees and expenses of counsel for Consumers Power Company and for the underwriters in connection with the proposed transactions.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-16560; Filed, Sept. 5, 1945; 2:21 p. m.]

[File No. 70-1123]

AMERICAN POWER & LIGHT CO.

ORDER PERMITTING DECLARATION AS AMENDED TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, 3, Pennsylvania, on the 31st day of August, A. D. 1945.

American Power and Light Company ("American"), a subsidiary of Electric Bond and Share Company, both regis-

tered holding companies, having filed a declaration and amendment thereto pursuant to the Public Utility Holding Company Act of 1935, particularly sections 12 (c) and 12 (f) thereof and Rule U-44 thereunder, relating to the proposed private sale by American of \$4,929,000 principal amount of $4\frac{1}{8}\%$ Sinking Fund Debentures, due 1979, of Florida Power & Light Company and \$4,900,000 principal amount First Mortgage Bonds, $2\frac{3}{4}\%$ Series, due 1975, of Texas Power & Light Company, both subsidiaries of American, at a price of $104\frac{3}{4}\%$ of principal amount for said debentures and a price of 100% of principal amount for said bonds, and the employment of the First Boston Corporation to find a purchaser or purchasers for said securities on payment of commissions of $\frac{1}{4}$ of 1% of principal amount; and

Said declaration, as amended, containing a request that the Commission enter an order finding that, with respect to the proposed private sale of said bonds and debentures, compliance with the competitive bidding requirements of Rule U-50 (a) is not necessary or appropriate; and

Said declaration, as amended, containing a request that the Commission enter an order to conform to the requirements of section 371 and 1808 of the Internal Revenue Code, as amended, reciting that the proposed sale of the said debentures and bonds is necessary, or appropriate to the integration or simplification of the holding company system of which American is a member and necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935; and

Said declaration having been filed on August 9, 1945, and an amendment thereto having been filed on August 29, 1945, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 under said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice or otherwise, and not having ordered a hearing therein; and

The Commission finding that, with respect to the proposed sale of the debentures and bonds, an exemption from the competitive bidding requirements of Rule U-50 (a) is appropriate; and

The Commission deeming the proposed sale of said debentures and bonds to be necessary or appropriate to the integration or simplification of the holding company system of which American is a member and necessary or appropriate to effectuate the provisions of section 11 (b) of the act and deeming it appropriate to grant the request of American as to the suggested recitals;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration, as amended, be and the same is hereby permitted to become effective forthwith.

It is further ordered, That the sale of \$4,929,000 principal amount of Florida

Power & Light Company 4½% Sinking Fund Debentures, due 1979, and \$4,900,000 principal amount of Texas Power & Light Company First Mortgage Bonds, 2¾% Series, due 1975, is necessary or appropriate to the integration or simplification of the holding company system of which American is a member and necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-16622; Filed, Sept. 6, 1945;
11:22 a. m.]

SURPLUS PROPERTY BOARD.

[Rev. Special Order 3]

POSTPONEMENT OF RESPONSIBILITY OF DISPOSAL AGENCIES FOR CARE AND HANDLING OF SURPLUS PERSONAL PROPERTY

Surplus Property Board Special Order 3, April 23, 1945 (10 F.R. 4368) is hereby revised and amended as set forth below.

Surplus Property Board Regulation No. 1 (10 F.R. 3764, 4356, 10398), as amended, effective May 1, 1945, designates the Department of Commerce, Reconstruction Finance Corporation, War Food Administration (now Department of Agriculture), Maritime Commission, and Department of the Interior (in the territories and possessions) as disposal agencies for surplus personal property.

These agencies are not at this time fully prepared to undertake the care and handling of the surplus property assigned to them. This order is issued pursuant to the authority of section 11 (d) of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), which provides that under such circumstances the Board may postpone the responsibility of any disposal agency to assume its duty of care and handling for such period as the Board deems necessary. The policy of the Board is to make full utilization of the existing facilities for the care and handling of surplus property and of the personnel now engaged in that activity, and to avoid unnecessary acquisition of additional storage facilities, as well as to avoid unnecessary shipment of such merchandise from one point to another. It is, therefore, hereby ordered, That:

1. With exception of surplus contractor inventory requiring movement to permit reconversion, owning agencies shall continue to be responsible for care and handling of surplus property in their possession and for such other surplus property as may come into their possession.

2. Shipments to or for disposal agencies by owning agencies shall be made only as and when directed by disposal agencies.

3. As to contractor inventory which must be moved to permit reconversion, disposal agencies shall be responsible for care and handling to the extent that

facilities permit, and may continue to acquire needed additional space. Construction of any additional facilities shall be subject to approval by the Board.

4. Owning agencies shall assist disposal agencies in every possible way to utilize existing space and equipment now owned or controlled by such owning agencies, to the extent necessary to permit quick and orderly plant clearance. Owning agencies shall prepare and maintain such records as will show full compliance with the provisions of this order and with the applicable provisions of the Act. Reports shall be prepared and filed with the disposal agencies in such manner as may be specified by the Board and approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

5. Disposal agencies shall maintain continuing liaison with each other and with the owning agencies in order to make maximum use of storage space available and to confine shipments of merchandise from one point to another for storage purposes to the minimum consistent with the proper disposal of the property.

This revised special order shall become effective on September 8, 1945.

SURPLUS PROPERTY BOARD,
By W. STUART SYMINGTON,
Chairman.

AUGUST 31, 1945.

[F. R. Doc. 45-16605; Filed, Sept. 6, 1945;
11:02 a. m.]

WAR PRODUCTION BOARD.

NOTICE TO ALL MANUFACTURERS AND FABRICATORS

MICA

Mica of Black Stained, Red Stained, and other varieties required for civilian items is not available in sufficient quantity to meet all needs. This has been due to the emphasis placed upon procurement of mica of the better qualities for war applications. In order to aid the industry in meeting reconversion demands, it will be necessary for the War Production Board to recommend release of a large proportion of Darkly Stained, Second Quality Inferior Domestic, etc., and other micas of higher price. The following table shows the quantities available and the averaged prices for the stocks of lower quality micas suitable for civilian needs:

Grade	Quantity available	Average price
	Formula	
4.....	89,000	\$1.75
3.....	19,000	2.05
2.....	11,000	4.25
1.....	9,000	4.10
Al or specbl.....	1,000	5.00

In order to distribute the available mica equitably it will be necessary to furnish all the information previously submitted on Form WPB-1085. In addition,

each fabricator or manufacturer should state the quantity of mica of the various grades requested that he has in inventory, on the date of his application, in all qualities lower than stained. If he has contracted to purchase mica of this type from other sources he should state the expected date of receipt and the quantity of the various qualities and grades he will receive. Form WPB-1085 should be used in presenting the information.

Based on the information supplied, and available stocks the WPB will recommend the release of the mica on September 21, 1945, in such a manner that every fabricator has a fair share of the various types of mica in stock and available for civilian consumption.

Issued this 5th day of September 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-16581; Filed, Sept. 5, 1945;
4:38 p. m.]

[Certificate 70, Revocation]

TRANSPORTATION AND DELIVERY OF MILK IN NASHVILLE AND DAVIDSON COUNTY, TENN.

APPROVAL OF JOINT ACTION PLAN RECOMMENDATION

The ATTORNEY GENERAL:

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw the certificate and finding dated May 26, 1943, concerning a recommendation of the Deputy Director of the Office of Defense Transportation with respect to the transportation and delivery of milk by motor vehicle in the metropolitan area of Nashville, including Davidson County, Tennessee.

Date: August 29, 1945.

J. A. KRUG,
Chairman.

[F. R. Doc. 45-16594; Filed, Sept. 6, 1945;
10:25 a. m.]

[Certificate 114, Revocation]

TRANSPORTATION AND DELIVERY OF ALCOHOLIC BEVERAGES IN CHICAGO, ILL.

APPROVAL OF OBT ORDER

The ATTORNEY GENERAL:

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw the certificate and finding dated August 19, 1943, concerning a recommendation of the Director of the Office of Defense Transportation with respect to the transportation and delivery of alcoholic beverages by motor vehicle in the Chicago, Illinois, area.

Date: August 29, 1945.

J. A. KRUG,
Chairman.

[F. R. Doc. 45-16595; Filed, Sept. 6, 1945;
10:25 a. m.]

[Certificate 126, Revocation]

TRANSPORTATION OF FLOWERS IN DETROIT, MICH.

APPROVAL OF JOINT ACTION PLAN; HART FLORIST, ET AL.

The ATTORNEY GENERAL:

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw the certificate and finding dated September 7, 1943, concerning a recommendation of the Director of the Office of Defense Transportation with respect to the transportation and delivery of flowers and related articles by motor vehicle in Detroit, Michigan.

Date: August 29, 1945.

J. A. KRUG,
Chairman.[F. R. Doc. 45-16596; Filed, Sept. 6, 1945;
10:25 a. m.]

[Certificate 127, Revocation]

TRANSPORTATION OF FLOWERS IN DETROIT, MICH.

APPROVAL OF JOINT ACTION PLAN; DINER'S FLOWERS, ET AL.

The ATTORNEY GENERAL:

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw the certificate and finding dated September 7, 1943, concerning a recommendation of the Director of the Office of Defense Transportation with respect to the transportation and delivery of flowers and related articles by motor vehicle in Detroit, Michigan.

Date: August 29, 1945.

J. A. KRUG,
Chairman.[F. R. Doc. 45-16597; Filed, Sept. 6, 1945;
10:25 a. m.]

[Certificate 135, Revocation]

LIVERNOS-DAVIDSON FLORISTS, ET AL., OF DETROIT, MICH.

RECOMMENDATION OF JOINT ACTION PLAN

The ATTORNEY GENERAL:

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw the certificate and finding dated September 16, 1943, concerning a recommendation of the Director of the Office of Defense Transportation with respect to the transportation and delivery by motor vehicle of flowers and related articles in the Detroit metropolitan area.

Date: August 29, 1945.

J. A. KRUG,
Chairman.[F. R. Doc. 45-16598; Filed, Sept. 6, 1945;
10:25 a. m.]

[Certificate 136, Revocation]

ALGERS FINE FLOWERS ET AL., DETROIT, MICH.

RECOMMENDATION OF JOINT ACTION PLAN

The ATTORNEY GENERAL:

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw the certificate and finding dated September 17, 1943, concerning a recommendation of the Director of the Office of Defense Transportation with respect to the transportation and delivery of flowers and related articles by motor vehicle in Detroit, Michigan.

Date: August 29, 1945.

J. A. KRUG,
Chairman.[F. R. Doc. 45-16599; Filed, Sept. 6, 1945;
10:25 a. m.]

[Certificate 145, Revocation]

ESQUIRE FLOWERS ET AL., DETROIT, MICH.; FLORISTS

APPROVAL OF JOINT ACTION PLAN

The ATTORNEY GENERAL:

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw the certificate and finding dated September 27, 1943, concerning a recommendation of the Director of the Office of Defense Transportation with respect to the transportation and delivery of flowers and related articles by motor vehicle in Detroit, Michigan, and certain suburbs.

Date: August 29, 1945.

J. A. KRUG,
Chairman.[F. R. Doc. 45-16600; Filed, Sept. 6, 1945;
10:25 a. m.]

[C-335, Revocation]

L. GORDON & SON, INC.

CONSENT ORDER

Pursuant to an agreement between the Stylecraft Division of L. Gordon & Son, Inc., the Regional Compliance Manager and the Regional Attorney, Consent Order No. C-335 was issued June 7, 1945, in consequence of violations of Conservation Order M-241-a and Limitation Order L-317.

The parties to the agreement having now agreed that such Order should be revoked, it is hereby ordered that: Consent Order No. C-335 be revoked.

Issued this 6th day of September 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.[F. R. Doc. 45-16675; Filed, Sept. 6, 1945;
11:46 a. m.]